



CITY COUNCIL AGENDA
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

THESE PROCEEDINGS ARE BEING PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT www.kclv.tv. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 AND THE WEB THE WEDNESDAY OF THE MEETING AT 8:00 PM, AND ALSO ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 1:00 PM.

— **CALL TO ORDER**

MINUTES:

PRESENT: MAYOR GOODMAN and COUNCILMEMBERS REESE (excused from the afternoon session at 3:59 p.m.), BROWN (excused from the afternoon session at 3:59 p.m.), WEEKLY, MACK, MONCRIEF, and WOLFSON

Also Present: CITY MANAGER DOUG SELBY, DEPUTY CITY MANAGER STEVE HOUCHENS, DEPUTY CITY MANAGER BETSY FRETWELL, CHIEF DEPUTY CITY ATTORNEY VAL STEED, DEPUTY CITY ATTORNEY DAN STILL, DEPUTY CITY ATTORNEY BRYAN SCOTT (P.M. Session), and CITY CLERK BARBARA JO RONEMUS

— **ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW**

MINUTES:

ANNOUNCEMENT MADE - Meeting noticed and posted at the following locations:

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge

Court Clerk's Office Bulletin Board, City Hall Plaza

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(9:06 - 9:07)

1-1

— **INVOCATION - REVEREND CHESTER RICHARDSON, SECOND BAPTIST CHURCH**

MINUTES:

REVEREND CHESTER RICHARDSON, Second Baptist Church, gave the invocation.

(9:07 - 9:08)

1-23

— **PLEDGE OF ALLEGIANCE**

MINUTES:

After REYNA SANCHEZ sang the National Anthem, MAYOR GOODMAN led the audience in the Pledge.

(9:08 - 9:11)

1-68

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

☐ **CONSENT**

☐ **DISCUSSION**

SUBJECT:

CEREMONIAL:

RECOGNITION OF THE CITIZEN OF THE MONTH

BACKUP DOCUMENTATION:

Submitted after meeting: copy of face of plaque for October's Citizen of the Month

MOTION:

None required. A presentation was made.

MINUTES:

COUNCILMAN MACK recognized the Horse Council of Nevada, which established its Southern Nevada Chapter in 1998, as October's Citizen of the Month because of its dedication to the preservation of rural living and striving to make improvements for the horse community. Without their expertise, the City would not have a trails system plan in place or be anticipating the groundbreaking of the first park dedicated to equestrian use.

An unidentified gentleman with the Southern Nevada Chapter of the Horse Council of Nevada thanked COUNCILMAN MACK for this recognition and the Horse Council of Nevada for doing a great job.

(9:12 - 9:15)

1-176

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

☐

CONSENT

☐

DISCUSSION

SUBJECT:

CEREMONIAL

RECOGNITION OF WALK YOUR CHILDREN TO SCHOOL WEEK

BACKUP DOCUMENTATION:

1. A video was shown but a copy was not submitted
2. Issued but not submitted for backup: Proclamation proclaiming October 4-8, 2004, as Walk Our Children to School Week

MOTION:

None required. A presentation was made.

MINUTES:

As the videotape was shown, COUNCILMAN WOLFSON said he recently had the honor of participating in an International Walk Our Children to School program at Piggott Elementary School. There were many participants who came out to draw awareness to the cause. This program encourages parents to walk their children to school and educate them on the importance of observing traffic laws and safely crossing streets. He indicated that he first became aware of this program in July during a Pedestrian Safety roundtable held at Jacobson Elementary, where members of the Clark County School District, Las Vegas Metropolitan Police Department, City of Las Vegas Marshals, Ward 2 PTA's, and the Clark County Alternative Mode Program came together to discuss concerns and solutions regarding the safety of school children as they are walking to and from school.

COUNCILMAN WOLFSON then introduced MAGGIE SAUNDERS, who has always promoted safety. She is coordinator for the Alternative Modes Program at UNLV'S Transportation Research Center, where she works in their outreach program, Safe Community Partnership. MS. SAUNDERS accepted the proclamation proclaiming October 4-8, 2004, Walk Our Children to School Week. She thanked the City for supporting this program.

(9:15 - 9:19)

1-248

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

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CONSENT

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DISCUSSION

SUBJECT:

CEREMONIAL

RECOGNITION OF OUTSTANDING HISPANICS IN THE COMMUNITY

MOTION:

None required. A presentation was made.

MINUTES:

In honor of Hispanic Month, from 9/15-10/15, 2004, COUNCILMAN WEEKLY recognized the following individuals for their outstanding leadership in the Latino Community: BRIAN AYALA - Outstanding Political Activist with IMPACTO/Latin Chamber of Commerce; MARIA SILVA - Outstanding Hispanic in Media with Channel 3-KVBC; ROLANDO LARRAZ - Outstanding Entrepreneur with Las Vegas Tribune; JAVIER TRUJILLO - Outstanding Educator with the Clark County School District Secondary Mariachi Education Program; IVET ALDABA - Outstanding Student Activist; and CARLOS RAMIREZ - Outstanding Community Volunteer who educates the community about health issues. Each person received a Certificate of Appreciation.

(9:19 - 9:26)

1-401

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO RONEMUS

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CONSENT

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DISCUSSION

SUBJECT:

BUSINESS ITEMS:

Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

MOTION:

REESE - Motion to bring forward and STRIKE Item 26 and Hold in ABEYANCE Items 45 and 47 to 10/20/2004 and Item 50 to 11/3/2004 - UNANIMOUS

NOTE: MAYOR GOODMAN disclosed that he would be abstaining on Item 31 because he is a personal friend of the Katz Family.

MINUTES:

There was no discussion.

(9:26 - 9:28)

1-632

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO RONEMUS

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CONSENT

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DISCUSSION

SUBJECT:

BUSINESS ITEMS:

Approval of the Final Minutes by reference of the regular City Council Meetings of July 7, 2004 and July 21, 2004

MOTION:

REESE - APPROVED by Reference - UNANIMOUS

MINUTES:

There was no discussion.

(9:28)

1-684

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

Fiscal Impact:

☐

No Impact

Amount:

\$51,115,329.28

☒

Budget Funds Available

Dept./Division:

Accounting Operations

☐

Augmentation Required

Funding Source:

All Funds

PURPOSE/BACKGROUND:

In compliance with the City's Municipal Code, Chapter 4.12, this is an informational item that provides the dollar amount of disbursements processed by the Finance and Business Services Department.

RECOMMENDATION:

BACKUP DOCUMENTATION:

Summary of cash expenditures for the period 09/01/04 - 09/15/04

Total Services and Materials Checks \$ 8,383,780.54

Total Payroll Checks \$ 5,585,414.66

Total Wire Transfers \$ 37,146,134.08

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

NOTE: COUNCILMAN MACK disclosed that Item 8 involves a location near a Timbers Bar and Grill owned by his brother-in-law, ANDREW DONNER, who has not mentioned the application to him. COUNCILMAN MACK indicated that he would be voting on Item 8, as he did not believe it would have any impact on his relative's business.

NOTE: Under Item 1, MAYOR GOODMAN disclosed that he would be abstaining on Item 31 because he is a personal friend of the Katz Family.

MINUTES:

COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of a Special Event License for Whole Foods Market, Location: Whole Foods Market, 8855 West Charleston Boulevard, Dates: October 9, 10, 30, November 13, 20, 21, 24, 2004, Type: Special Event Beer/Wine/Cooler, Event: Beer/Wine Tasting, Responsible Person in Charge: Sandra Benton - Ward 2 (Wolfson)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **CONSENT**

☐ **DISCUSSION**

SUBJECT:

Approval of a Special Event License for Irene Bustamante, Location: East Las Vegas Senior Center, 250 North Eastern Avenue, Date: October 9, 2004, Type: Special Event Beer/Wine, Event: Wedding Reception, Responsible Person in Charge: Carlos Collado - Ward 3 (Reese)

Fiscal Impact:

☒ **No Impact**

Amount:

☐ **Budget Funds Available**

Dept./Division:

☐ **Augmentation Required**

Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **CONSENT**

☐ **DISCUSSION**

SUBJECT:

Approval of a Special Event License for Northshore Entertainment Group, LLC, Location: Steiner's A Nevada Style Pub, 8410 West Cheyenne Avenue, Parking Lot, Date: October 9, 2004, Type: Special Event General, Event: Oktoberfest 2004, Responsible Person in Charge: Roger Sachs - Ward 4 (Brown)

Fiscal Impact:

☒ **No Impact**

Amount:

☐ **Budget Funds Available**

Dept./Division:

☐ **Augmentation Required**

Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of a Special Event License for City of Las Vegas Leisure Services Cultural Division, Location: Lewis Corridor, 399 South 4th Street, Dates: October 14, 15, 2004, Type: Special Event Beer/Wine/Cooler, Event: Poets Event Reading and Music, Responsible Person in Charge: Kristin Bartolo - Ward 1 (Moncrief)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of a new Beer/Wine/Cooler On-sale License, American Capital Investments, dba Southern Comfort Cafe & Catering, 2101 North Rainbow Boulevard, Suite 102, Jeffrey E. Campbell, Dir, Pres, Secy, Treas, 100% - Ward 6 (Mack)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Beer/Wine/Cooler On-sale License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

Map

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

NOTE: Under Item 1, COUNCILMAN MACK disclosed that Item 8 involves a location near a Timbers Bar and Grill owned by his brother-in-law, ANDREW DONNER, who has not mentioned the application to him. COUNCILMAN MACK indicated that he would be voting on Item 8, as he did not believe it would have any impact on his relative's business.

MINUTES:

There was no discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of a new Beer/Wine/Cooler Off-sale License subject to the provisions of the planning and fire codes and Health Dept. regulations, Rebel Oil Company, Inc., dba Rebel 76, 10076 West Sahara Avenue, Jack E. Cason, Pres, 46%, Carl L. Bailey, Secy, Treas, 19%, Patrick J. Cason, Supervisor, 7% - Ward 2 (Wolfson)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Beer/Wine/Cooler Off-sale License

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes and Health Dept. regulations

BACKUP DOCUMENTATION:

Map

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

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DISCUSSION

SUBJECT:

Approval of a new Slot Route Operator Gaming License subject to confirmation of approval by the Nevada Gaming Commission, Short Line Gaming, LLC, dba Short Line Gaming, 4040 North Tenaya Way, Duane L. Shields, Mgr, Mmbr, 33 1/3%, Robert M. Morton, II, Mgr, Mmbr, 33 1/3%, Ernest A. Becker, IV, Mgr, Mmbr, 33 1/3% - Ward 6 (Mack)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Slot Route Operator Gaming License

RECOMMENDATION:

Recommend approval subject to confirmation of approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

Map

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of a new Burglar Alarm Service License, ASI Alarm Services, Inc., dba ASI Alarm Services, Inc., 18 Sunrise Drive, Suite G-70, Robert M. Gasner, Pres, Audrie G. Allyn, Treas, William C. Ditch, Secy - Henderson

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Burglar Alarm Service License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of Change of Location for a Burglar Alarm Service License, Security Guard ITT Alarm Systems of Las Vegas, Inc., dba Security Guard ITT of Las Vegas, From: 3925 North Martin L. King Boulevard, Suite 111, To: 839 Astro Court, Samuel C. Moore, Pres, Secy, Treas, 100% - North Las Vegas

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Location for a Burglar Alarm Service License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **CONSENT**

☐ **DISCUSSION**

SUBJECT:

Approval of Change of Location for a Locksmith License, V.S.R. Lock, Inc., dba V.S.R. Lock, Inc., From: 4120 West Russell Road, To: 6440 Polaris Avenue, Leo Wright, Dir, Pres, Treas, 100%, Charles A. Degregorio, VP, Asst Treas, Colton L. Vollmann, VP, Asst Treas, Secy - Clark County

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Location for a Locksmith License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ CONSENT

☐ DISCUSSION

SUBJECT:

Approval of a new Massage Establishment License subject to the provisions of the planning and fire codes, Shirley Hyden, dba A Kneaded Massage, 601 South Rainbow Boulevard, Shirley A. Hyden, 100% - Ward 1 (Moncrief)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Massage Establishment License

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes

BACKUP DOCUMENTATION:

Map

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **CONSENT**

☐ **DISCUSSION**

SUBJECT:

Approval of a new Psychic Art and Science License subject to the provisions of the fire codes, Stephanie Marks, dba Psychic Solutions, 2925 West Sahara Avenue, Stephanie Marks, 100% - Ward 1 (Moncrief)

Fiscal Impact:

☒ **No Impact**

Amount:

☐ **Budget Funds Available**

Dept./Division:

☐ **Augmentation Required**

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Psychic Art and Science License subject to the provisions of the fire codes

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

Map

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

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DISCUSSION

SUBJECT:

Approval of award of Contract No. 050077, Landscape Maintenance Services - Department of Field Operations - Award recommended to: NEWTEX LANDSCAPE, INC. (Estimated annual amount of \$440,000- General Fund)

Fiscal Impact:

☐

No Impact

Amount:

\$440,000.00

☒

Budget Funds Available

Dept./Division:

Field Operations

☐

Augmentation Required

Funding Source:

General Fund

PURPOSE/BACKGROUND:

To provide landscape maintenance services for City medians, basins, and parkways. Award of contract is a result of a competitive Request for Proposals. The initial term of this contract will be through September 30, 2005 with two (2) one-year options to renew. Each year is prepriced, for a total 3-year estimated amount of \$1,267,182.

PCC: D. Kaplan

POC: Ryan Lucey (702) 795-0300

RECOMMENDATION:

That City Council approve the award of Contract No. 050077 to Newtex Landscape, Inc. for the estimated annual amount of \$440,000 from date of award through September 30, 2005 with two (2) one-year renewal options. Authority to execute contract is given to the Purchasing Manager per R-88-2004.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

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DISCUSSION

SUBJECT:

Approval of award of Bid No. 040382-TG, Annual Requirements Contract for Traffic Sign Blanks - Department of Public Works - Award recommended to: CUSTOM PRODUCTS CORP. (Estimated annual amount of \$150,000 - General Fund)

Fiscal Impact:

☐

No Impact

Amount:

\$150,000.00

☒

Budget Funds Available

Dept./Division:

Public Works

☐

Augmentation Required

Funding Source:

General Fund

PURPOSE/BACKGROUND:

This request is for an annual requirements contract to purchase traffic sign blanks to be used by Public Works Traffic Engineering Field Operations Division for traffic control projects.

PCC: A. Green

POC: Leo E. Tickner (800) 367-1492

RECOMMENDATION:

That the City Council approve the award of Bid No. 040382-TG, Annual Requirements Contract for Traffic Sign Blanks to Custom Products Corp. from date of award through September 30, 2005 with four (4) one-year options to renew in the estimated annual amount of \$150,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Approval of award of Bid No. 040400-TG, Kneading Compactor - Department of Public Works - Award recommended to: JAMES COX & SONS, INC. (\$30,579 - General Fund)

Fiscal Impact:

☐

No Impact

Amount:

\$30,579.00

☒

Budget Funds Available

Dept./Division:

Public Works

☐

Augmentation Required

Funding Source:

General Fund

PURPOSE/BACKGROUND:

This request will allow for the purchase of a Kneading Compactor for use by Public Works City Engineer Division Offsite Inspection and Testing.

PCC: A. Green

POC: Terri Devilbiss (530) 346-8322

RECOMMENDATION:

That the City Council approve the award of Bid No. 040400-TG, Kneading Compactor to James Cox & Sons, Inc. in the amount of \$30,579.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of five contractors for inclusion on the Qualified Contractor List for the period through February 3, 2006 pursuant to City of Las Vegas Contractor Qualification Policy and Procedure for On-site Public Works Projects - Department of Finance and Business Services

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This item is to request approval of the following contractors: Malibu Pacific Tennis Courts, Inc., Industrial Support Technologist Inc., St. George Contracting, Inc., Avery Atlantic, Central Enviromental, Inc. and the addition of these firms to the Qualified Contractors List for the period through February 3, 2006 pursuant to City of Las Vegas Contractor Qualification Policy and Procedure for On-site Public Works Projects.

RECOMMENDATION:

That the City Council approve five contractors for inclusion on the Qualified Contractor List for the period through February 3, 2006 pursuant to City of Las Vegas Contractor Qualification Policy and Procedure for On-site Public Works Projects.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of award of Bid No. 050036-TG, Anthracite Filter Media - Department of Public Works - Award recommended to: LANG FILTER MEDIA, L.P. (\$26,820 - Sanitation Enterprise Fund) - Clark County

Fiscal Impact:

☐

No Impact

Amount:

\$26,820.00

☒

Budget Funds Available

Dept./Division:

Public Works

☐

Augmentation Required

Funding Source:

Sanitation Enterprise Fund

PURPOSE/BACKGROUND:

This request will allow for the purchase of 3600 cubic feet of Anthracite Filter Media for use by the Water Pollution Control Facility.

PCC: A. Green

POC: Melissa Jones (570) 459-7005

RECOMMENDATION:

That the City Council approve the award of Bid No. 050036-TG, Anthracite Filter Media to Lang Filter Media, L.P. in the amount of \$26,820.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of revision to purchase order 219351 for Bulk Liquid Sodium Bisulfite - Department of Public Works - Award to: THATCHER COMPANY OF NEVADA (\$55,000 - Sanitation Enterprise Fund)

Fiscal Impact:

☐

No Impact

Amount:

\$55,000.00

☒

Budget Funds Available

Dept./Division:

Public Works

☐

Augmentation Required

Funding Source:

Sanitation Enterprise Fund

PURPOSE/BACKGROUND:

On November 25, 2003 a purchase order was issued for Liquid Sodium Bisulfite. This revision is being written to add \$55,000 in funding for the estimated usage through November 30, 2004.

PCC: T. Bowman

POC: Kyle Peterson (702) 564-7622

RECOMMENDATION:

That the City Council approve the issuance of revision to purchase order 219351 for Liquid Sodium Bisulfite to Thatcher Company of Nevada to add an additional \$55,000 for a revised total of \$220,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - **UNANIMOUS** with **GOODMAN** abstaining on Item 31 because he is a personal friend of the Katz Family and **MACK** abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of ratification of a revision to purchase order 218353 for Bulk Liquid Cationic Polymer - Department of Public Works - Award to: CYTEC INDUSTRIES, INC. (\$60,264 - Sanitation Enterprise Fund)

Fiscal Impact:

☐

No Impact

Amount:

\$60,264.00

☒

Budget Funds Available

Dept./Division:

Public Works

☐

Augmentation Required

Funding Source:

Sanitation Enterprise Fund

PURPOSE/BACKGROUND:

On August 1, 2003, a purchase order was issued for Superfloc C1594 Liquid Cationic Polymer, which is currently the only approved product for this application. This ratification of a revision is being written to add \$60,264 in funding for the estimated polymer usage through October 31, 2004, while the bid process is completed.

This requirement is exempt from competitive bidding process pursuant to NRS 332.155.1(a), sole source.

PCC: T. Bowman

POC: Bill Adamson (360) 456-2281

CFN: 030365-TB

RECOMMENDATION:

That the City Council approve the ratification of a revision to purchase order 218353 for Liquid Cationic Polymer to Cytec Industries, Inc. to add an additional \$60,264 for a total of \$775,264.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: HUMAN RESOURCES

DIRECTOR: F. CLAUDETTE ENUS

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of payment for a permanent partial disability award - Claim WC03040076 - as required under the workers' compensation statutes (\$37,853 - Workers' Compensation Internal Service Fund)

Fiscal Impact:

☐

No Impact

Amount:

\$37,853.00

☒

Budget Funds Available

Dept./Division:

Human Resources - Insurance

☐

Augmentation Required

Funding Source:

Workers' Compensation Internal Service Fund

PURPOSE/BACKGROUND:

An Equipment Operator sustained a Cervical Strain following a Motor Vehicle Accident where the back of his vehicle was struck by another vehicle. He has been evaluated by a state authorized rating doctor who determined that the injury resulted in a 10 percent whole person impairment.

RECOMMENDATION:

Approval of the \$37,853 payment for permanent partial disability award.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Lease Agreement between the City of Las Vegas and the Las Vegas Convention and Visitors Authority for November 9-10, 2004 at Cashman Field for the annual Stand Down for the Homeless - Ward 5 (Weekly)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The Stand Down for the Homeless has benefited thousands of homeless men and women throughout the valley and continually rates as one of the largest (100 similar) events held across the country. Each year, the Stand Down highlights the services and programs available to meet the needs of homeless persons in Southern Nevada. The Stand Down utilizes over 400 volunteers from the community to set-up, staff and tear down the event. Historically, the City co-sponsors the event by providing the Southern Nevada Homeless Coalition with liability insurance and securing the facility's lease agreement for the event.

RECOMMENDATION:

Staff recommends approval of the Lease Agreement.

BACKUP DOCUMENTATION:

1. Formal request from the Las Vegas Stand Down Organizing Committee
2. Cashman Center Lease Agreement CC1426.1
3. Evidence of Self-Insurance Letter

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Memorandum of Understanding (MOU) with Clark County, Henderson, North Las Vegas and Boulder City to contribute \$336,522 of General Funds to the Community Triage Center, also known as the Crisis Triage Center, operated by WestCare Nevada, Inc., at 401 South Martin Luther King Boulevard - Ward 5 (Weekly)

Fiscal Impact:

☐

No Impact

Amount:

\$336,522.00

☒

Budget Funds Available

Dept./Division:

City Manager

☐

Augmentation Required

Funding Source:

General Fund

PURPOSE/BACKGROUND:

The Southern Nevada Regional Planning Coalition (SNRPC) Board recently agreed to pursue a MOU to provide a portion of the estimated budget costs of operating the WestCare Community Triage Center, a centrally located drop-off triage center for individuals experiencing a crisis due to substance abuse and/or mental health issues. The MOU represents the portion of the WestCare CTC funding that stems from local government entities and is intended to partner with other funds being provided by local area hospitals and the state of Nevada.

RECOMMENDATION:

Staff recommends approval of the MOU

BACKUP DOCUMENTATION:

Memorandum of Understanding

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒ **CONSENT**

☐ **DISCUSSION**

SUBJECT:

ABEYANCE ITEM - Approval of the installation of Speed Humps on Spencer Street between St. Louis Avenue and Oakey Boulevard (\$7,800 - Neighborhood Traffic Management Program) - Ward 3 (Reese)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$7,800.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/Traffic Eng.
<input type="checkbox"/>	Augmentation Required	Funding Source:	Neighborhood Traffic Management Program

PURPOSE/BACKGROUND:

Councilman Reese has requested the installation of speed humps on Spencer Street between St. Louis Avenue and Oakey Boulevard. Studies conducted on this roadway showed that the 85th percentile speed was 38 mph and the volume of traffic was 471 vehicles per day. Spencer Street accumulated 21 points; a total of 40 points is necessary to meet the speed hump criteria. Spencer Street is not an emergency response route.

RECOMMENDATION:

Staff: Denial

BACKUP DOCUMENTATION:

Map

MOTION:

REESE - Motion to bring forward and STRIKE Item 26 and Hold in ABEYANCE Items 45 and 47 to 10/20/2004 and Item 50 to 11/3/2004 - UNANIMOUS

MINUTES:

There was no discussion.

(9:26 - 9:28)

1-632

AGENDA SUMMARY PAGE CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Supplemental Interlocal Contract 397a - Anasazi/Summerlin Interchange and Overpass, Crestdale Lane to Beltway between the City of Las Vegas and the Regional Transportation Commission (RTC) to increase total project funding and extend the date of completion (\$8,510,000 - Regional Transportation Commission) - Wards 2 and 4 (Wolfson and Brown)

Fiscal Impact:

☐

No Impact

Amount:

\$8,510,000.00

☒

Budget Funds Available

Dept./Division:

Public Works/City Engineer

☐

Augmentation Required

Funding Source:

RTC

PURPOSE/BACKGROUND:

Supplemental Interlocal Contract 397a will increase funding for Anasazi/Summerlin Interchange and Overpass, Crestdale Lane to Beltway. Additional funding is required for additional engineering costs and for construction. The Clark County Regional Transportation Commission approved this contract at their September 9, 2004 Board Meeting. Total cost of this project shall not exceed \$9,020,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental Interlocal Contract 397a

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Interlocal Contract 484 - Lamb Boulevard/Charleston Boulevard Traffic Improvements between the City of Las Vegas and the Regional Transportation Commission (RTC) for engineering and right-of-way (\$330,000 - Regional Transportation Commission) - Ward 3 (Reese)

Fiscal Impact:

☐

No Impact

Amount:

\$330,000.00

☒

Budget Funds Available

Dept./Division:

Public Works/City Engineer

☐

Augmentation Required

Funding Source:

RTC

PURPOSE/BACKGROUND:

Interlocal Contract 484 will encumber funding for Lamb Boulevard/Charleston Boulevard Traffic Improvements. The proposed traffic improvements to this intersection will significantly improve the traffic flow and reduce travel time delays. The Clark County Regional Transportation Commission approved this contract at their September 9, 2004 Board Meeting. Total cost of this project shall not exceed \$3,230,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract 484

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

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CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Second Supplemental Interlocal Contract 387b - Tenaya Way - Beltway to Elkhorn Road between the City of Las Vegas and the Regional Transportation Commission (RTC) to increase total project funding and extend the date of completion (\$2,815,000 - Regional Transportation Commission) - Ward 6 (Mack)

Fiscal Impact:

☐

No Impact

Amount:

\$2,815,000.00

☒

Budget Funds Available

Dept./Division:

Public Works/City Engineer

☐

Augmentation Required

Funding Source:

RTC

PURPOSE/BACKGROUND:

Second Supplemental Interlocal Contract 387b will increase funding for Tenaya Way - Beltway to Elkhorn Road. Additional funding is necessary due to an increase in estimated construction costs. The Clark County Regional Transportation Commission approved this contract at their September 9, 2004 Board Meeting. Total cost of this project shall not exceed \$3,685,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Second Supplemental Interlocal Contract 387b

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

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CONSENT

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DISCUSSION

SUBJECT:

Approval to file a Right-of-Way Grant with the Bureau of Land Management for sewer purposes on portions of land lying within the Northeast Quarter of Section 30, Township19 South, Range 60 East, Mount Diablo Meridian, generally located on the west side of the Fort Apache Road alignment, between the Tropical Parkway and the Bright Angel Way alignments, APN 125-30-601-014 - County (near Ward 6 - Mack)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from M & B Katz Family Trust, owner (northeast corner of Third Street and Bridger Avenue) - Ward 1 (Moncrief)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Three tree wells on the east side of Third Street and four tree wells on the north side of Bridger Avenue each consisting of a tree, grate and irrigation system for the proposed Downtown Coffee Company. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Copy of Encroachment Exhibit "A" (northeast corner of Third Street and Bridger Avenue)

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

NOTE: Under Item 1, MAYOR GOODMAN disclosed that he would be abstaining on Item 31 because he is a personal friend of the Katz Family.

MINUTES:

There was no discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from Tetra Tech, Incorporated, on behalf of MTC 118, Incorporated, owner (northwest corner of Durango Drive and Dorrell Lane) - Ward 6 (Mack)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

An approximate 5 foot wide area of landscaping on the west side of Durango Drive extending northward from Dorrell Lane for approximately 565 feet and an approximate 7 foot wide area of landscaping on the north side of Dorrell Lane extending westward from Durango Drive for approximately 220 feet consisting of landscaping to meet Town Center landscaping requirements for the proposed Durango/Dorrell Offsite Improvements project. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Copy of Encroachment Exhibit "A" (northwest corner of Durango Drive and Dorrell Lane)

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Triton Engineering on behalf of Plaster Development Company, Inc., owners (northeast corner of Rainbow Boulevard and Whispering Sands Drive, APN 125-14-104-004 and 125-14-104-005) - County (near Ward 6 - Mack)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This request is to connect 16 single family dwellings located at the northeast corner of Rainbow Boulevard and Whispering Sands Drive. The owners propose to connect to an existing 8-inch sewer line located in Whispering Sands Drive. The Planning Department has determined the project does conform to the City's General Plan for the area; there is sufficient capacity in the City Sanitary Sewer. The applicants have signed a "Sewer Connection Agreement". This property is within the Clark County Interlocal Annexation Exceptions area and cannot be annexed to the City.

RECOMMENDATION:

Public Works recommends approval subject to conformance with all City codes and departmental standards and off-site improvements.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Interlocal Contract

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from Warmington Cambria Association Limited Partnership, owner (southwest corner of Hualapai Way and Alexander Road) - Ward 4 (Brown)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

An approximate 38.7 foot wide area of landscaping at the southwest corner of Hualapai Way and Alexander Road consisting of trees, shrubs, ground cover and an irrigation system for the proposed Cambria Condominiums. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Copy of Encroachment Exhibit "A" (southwest corner of Hualapai Way and Alexander Road)

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from TRC-BV Engineering on behalf of Spinnaker Homes VII, LLC, owner (Doe Brook Trail south of Deer Springs Way) - Ward 6 (Mack)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

An approximate 15 foot wide area of meandering sidewalk and landscaping which will consist of trees, shrubs, ground cover, and an irrigation system to meet Town Center landscaping requirements for the proposed Centennial Business Park. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Copy of Encroachment Exhibit "A" (Doe Brook Trail)

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Design Plans Sale Agreement between the City of Las Vegas, MTC 118, LLC, Richmond American Homes Nevada, Spinnaker Homes VII, LLC, Centennial & Durango LLC and Centennial Academy, LLC, for reimbursement of City funded design fees and ownership transfer of the Grand Montecito Parkway Road Improvement Project design drawings (\$159,350 revenue for design fees - SID 1502 Montecito Parkway of the Town Center Loop) - Ward 6 (Mack)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This agreement is between the City of Las Vegas and various Towncenter Developers to accept reimbursement for City funded design fees and transfer ownership of the Grand Montecito Parkway design drawings to the developers.

RECOMMENDATION:

It is recommended that the City Council approve this Agreement

BACKUP DOCUMENTATION:

Design Plans Sale Agreement

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒ **CONSENT**

☐ **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-151-2004 - Approval of a Resolution Awarding Bid for Special Improvement District No. 1493 - Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road) (\$517,920.59 - Capital Projects Fund/Special Assessments) - Ward 4 (Brown)

Fiscal Impact:

☐

No Impact

Amount:

\$517,920.59

☒

Budget Funds Available

Dept./Division:

Public Works/SID

☐

Augmentation Required

Funding Source:

Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

Installation of pavement, curb and gutter, sidewalks, driveway approaches, water laterals, sewer laterals, and streetlights along Hualapai Way and Alexander Road from Cheyenne Avenue to Cimarron Road.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-151-2004

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: BUSINESS DEVELOPMENT

DIRECTOR: SCOTT D. ADAMS

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of a No-Build Easement to be granted by City Parkway IV A, Inc., to 3 Star Auto Body and Paint for land located on Bonanza Road, APN 139-27-401-031 (Gain of \$1,717.60) - Ward 5 (Weekly)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In consideration of \$1,717.60, City Parkway IV A, Inc., will grant to 3 Star Auto Body and Paint an approximate 20 foot No-Build Easement. The 20 foot No-Build Easement will remove the requirement from the Department of Building & Safety for 3 Star Auto Body and Paint to build a 4-hour firewall. The estimated cost of the 4-hour firewall is \$40,000, in addition to the layoff of employees, loss of revenue and breach of contract liabilities that would result from the need to cease business operations to allow for construction of the firewall.

RECOMMENDATION:

The 10/5/2004 Real Estate Committee and staff recommend approval and authorizing the President of City Parkway IV A, Inc. to execute the Easement and Letter of Agreement to grant the 20 foot No-Build Easement.

BACKUP DOCUMENTATION:

1. Site Map
2. No-Build Easement
3. Letter of Agreement
4. Disclosure of Principals

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of an Agreement for the Purchase and Sale of Real property between Priority One Commercial (on behalf of the City of Las Vegas) and Robert Wayne Roshto II for real property located at 324 North 7th Street, APN 139-34-512-051 (\$295,000 plus closing costs - City Facilities Capital Project Fund) - Ward 5 (Weekly)

Fiscal Impact:

☐

No Impact

Amount:

\$295,000.00

☒

Budget Funds Available

Dept./Division:

Public Works/Real Estate

☐

Augmentation Required

Funding Source:

City Facilities Capital Project Fund

PURPOSE/BACKGROUND:

The City of Las Vegas wish to purchase this property in accordance with the City Hall East Tower Project.

RECOMMENDATION:

The 10/5/2004 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

Agreement for the Purchase and Sale of Real Property

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of an Amended and Restated Interlocal Agreement between the City of Las Vegas (CLV) and the Clark County Library District (District) to sublet seven acres of City leased land from the Bureau of Land Management (BLM) to the District as a library facility located at the northwest corner of Rome Boulevard and Buffalo Drive, APN 125-21-701-011 - Ward 6 (Mack)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

CLV and District wish to amend the 12/18/02 Interlocal Agreement to permit the transfer of library sites across Deer Springs Way adjacent to the existing site. The District will relinquish existing site and CLV will grant a Use and Occupancy Permit for the alternative site to District subject to BLM's approval. CLV will expand the Northwest boundary of the alternate site to increase the size to 7 acres. CLV will submit proposed Kyle Canyon library plans to BLM. The term is 50 years with a 49-year renewal option.

RECOMMENDATION:

The 10/5/2004 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Amended and Restated Interlocal Agreement
2. Interlocal Agreement

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of a Land Lease Agreement with Nextel Communications, Inc., for a cellular tower to be located at 6208 Hargrove, commonly known as the Mirabelli Community Center (\$580,512 revenue for duration of contract - Real Estate) - Ward 1 (Moncrief)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This contract is for Nextel to construct an antenna atop an existing monopole and add an equipment shelter and matching block wall/gate on 525 square feet. Nextel shall pay the City of Las Vegas a one-time administrative fee of \$1,000. The initial term is for five years with three five-year options. The Lease does not preempt the standard approval process that Nextel needs to go through with the Planning Department for approval of the permits.

RECOMMENDATION:

The 10/5/2004 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

Land Lease Agreement

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of an Easement and Rights-of-Way between the City of Las Vegas and the Las Vegas Valley Water District for a water line easement on APN 138-10-101-018, commonly known as the Gowan Detention Basin - Ward 4 (Brown)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In order to have water lines and appurtenance(s) to service the site, the City is required to grant an Easement and Rights-of-Way to the Water District for construction of the water lines and appurtenance(s).

RECOMMENDATION:

The 10/5/2004 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

Easement and Rights-of-Way

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of a Bill of Sale from the City of Las Vegas to the Las Vegas Valley Water District for the purpose of providing water services to the Gowan South Detention Basin Expansion and Sports Park located at Cheyenne Avenue and Buffalo Drive - Ward 4 (Brown)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The Las Vegas Valley Water District inspected the water distribution facilities in conjunction with the Gowan South Detention Basin Expansion, which are to be owned, operated and maintained by the Las Vegas Valley Water District. The inspection determined that said facilities have been installed in accordance with the Water District standards and specifications. Therefore, the water facilities constructed for the City have been accepted by the Water District as being satisfactorily completed on 8/16/04 and the City now turns the property over to the Water District.

RECOMMENDATION:

The 10/5/2004 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Bill of Sale
2. Las Vegas Valley Water District 9/9/04 Letter

MOTION:

REESE - APPROVED Items 3-25 and 27-43 - UNANIMOUS with GOODMAN abstaining on Item 31 because he is a personal friend of the Katz Family and MACK abstaining on Items 35 and 36 to avoid any conflict due to his purchasing agreement with Spinnaker Homes

Item 26: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:28 - 9:30)

1-695

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: ADMINISTRATIVE

DIRECTOR: ELIZABETH FRETWELL

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ADMINISTRATIVE:

Report and possible action on the status of the legislative action plan and municipal issues at the 108th Congress

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Our Federal Lobbyist, Vicki Cram of Ball Janik, will present an updated report on federal issues regarding the City of Las Vegas from the 108th Congress.

RECOMMENDATION:

Accept report and direct staff accordingly.

BACKUP DOCUMENTATION:

None

MOTION:

REESE -ACCEPTED the report - UNANIMOUS

MINUTES:

TED OLIVAS, Director of Government and Community Affairs, introduced VICKY CRAM, Federal Lobbyist, Ball Janik, LLP, who gave an update on the legislative action plan and the status of the current congressional session.

MS. CRAM indicated that Congress would adjourn at the end of the week. Some of the major issues in this Congress will be forwarded to the next Congress because many of them were not completed this year. The federal government's new fiscal year began on October 1, 2004, with only one of the 13 appropriations bills signed into law, the Defense Appropriations Bill. Congress may possibly complete the Homeland Security Appropriations Bill before adjournment. With a continuing resolution ensuring no gap in spending until 11/20/2004, the pressure is off Congress to complete the bills until they come back for a Lame Duck Session in November. Hence, the City's appropriations priorities for fiscal year 2005 are still unresolved.

However, Las Vegas has a talented and effective congressional delegation, and she and her staff have worked closely with this delegation on this year's legislative agenda. As it stands, the delegation worked hard to earmark \$800,000 for the post office museum, as well as funding for the jail management computer upgrades. Hopefully, further funding will be earmarked for the City's flood control projects and for two new clean airbuses.

Congress has also faced several rewrites of major reauthorization bills this year. Key to Las Vegas was the six-year reauthorization of highway and transit programs. The House Delegation worked hard to

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

include two high-priority projects totaling over \$10 million in the House version of this bill. The Senate did not get as far as to include projects in its version of the bill. The TEA-21 transportation reauthorization could not be completed this year, due to a battle over the overall funding levels in the bill between the Senate, the House, and the President. Instead, Congress has opted to extend existing law for eight more months, until the end of May 2005. Because the 109th Congress will begin next year, the reauthorization process must begin again. Her staff will continue to work closely with the Regional Transportation Commission, the Nevada Department of Transportation, and the Congressional Delegation on transportation issues affecting this region next year.

Other authorizations that had not yet been completed include the Welfare Reform Bill, thus existing law was continued to next year, and the Water Resources Development Act, which authorizes Army Core of Engineers projects.

Another issue, on which Ball Janik has been fully engaged, is the Homeland Security formula funding. Last year, the City received a designation as an urban area security initiative city, which funneled over \$10 million in Homeland Security funds to the City. Her staff is working with other large, high-profile cities to refine the Homeland Security funding formula, so that cities like Las Vegas get a greater share of the funds. This matter was still unresolved and could be concluded before the end of the week or pushed into the Lame Duck Session in November.

An area of concern to all cities nationwide is the area of telecommunications regulation and taxation. The Internet Tax Freedom Bill, which the City opposed, did not pass Congress this year. However, the Telecommunications Act may be rewritten and cities will be very active in that rewrite. Her staff will work with the National League of Cities and US Conference of Mayors to preserve the ability to regulate and preserve traditional revenue streams.

As Congress completes work and moves forward into the Lame Duck Session, she and her staff will be keeping the City apprised of any developments and meet with the directors. The legislative agenda will be presented before the Council in January for approval.

MAYOR GOODMAN opined that the whole system is very convoluted. It is amazing that some things get done. He then asked where the \$10 million appropriation for homeland security went. DEPUTY CITY MANAGER FRETWELL answered that the Urban Area Security Initiative is for the metropolitan region and it includes areas right outside of Clark County. City staff worked in a partnership with the various local governments, including the Paiute Tribe and some of the other Sheriffs from the adjacent counties in Arizona and Nye, to draft a funding plan. Consequently, a grant was submitted. Once notification is received on the grant, City staff will work in partnership with Clark County and the City of Henderson. Those funds will primarily be used to supply the interoperable radios for the various jurisdictions mentioned and to improve the switching capability between the 800 Megahertz system and some of the legacy systems that are currently in place. The moneys are received through a reimbursement process.

For the public, MAYOR GOODMAN stressed that the issue of interoperability is very important and something that the City has been concerned about, particularly since the events of 9-11. During that

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

incident, the firefighters were unable to communicate with the police officers because their radio systems were not compatible. While the police were running out of the buildings, the firefighters were running in. This resulted in chaos. Although progress is being made with the interoperability of the radio system, it is not fast enough. It is unacceptable for first responders to be unable to communicate amongst each other. He opined that the monies should be going directly to the first responders, which is the City of Las Vegas, who is then responsible for making sure the monies are properly spent.

COUNCILMAN MACK expressed his special interest in appropriations for transportation efforts in the Northwest, in particular TEA-21. He is looking forward to any type of pressure that could be placed on any type transportation dollars for the entire Valley.

COUNCILMAN WOLFSON asked if the Council could do anything to help the effort in obtaining resolution this week on the current Homeland Security funding issue. MS. CRAM responded that Congress would probably resolve that appropriation within the week. COUNCILMAN WOLFSON asked MS. CRAM to please contact him if there was anything he could do to move this effort along.

(9:30 - 9:40)

1-746

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - Discussion and possible action on Appeal of Work Card Denial: James Jason Walker, 3240 Westwind Road, Las Vegas, Nevada 89146

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

1. Appellant Letter of Appeal
2. City Clerk Notification Letter to Appellant
3. Letter in Support of Hiring

MOTION:

REESE - Motion to bring forward and STRIKE Item 26 and Hold in ABEYANCE Items 45 and 47 to 10/20/2004 and Item 50 to 11/3/2004 - UNANIMOUS

MINUTES:

There was no discussion.

(9:26 - 9:28)

1-632

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Diane Kay Botner, 320 South 1st Street, Las Vegas, Nevada 89101

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

1. Appellant Letter of Appeal
2. City Clerk Notification Letter to Appellant
3. Letter from prospective employer

MOTION:

REESE - APPROVED a site specific work card - UNANIMOUS

MINUTES:

The appellant was present.

STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), referred to the last paragraph of the confidential report for a summary of the concerns of Metro. However, Metro would not be opposed to issuing a site-specific work card, as the appellant has a good working history with her employer, who is in support of MS. BOTNER'S continued employment despite her background. MAYOR GOODMAN confirmed with DETECTIVE RODD that the employer submitted a letter indicating awareness of MS. BOTNER'S background and willingness to hire her.

(9:40 - 9:42)

1-1108

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Michael J. Amsbary, 2725 W. Wigwam Avenue, Apt. 1089, Las Vegas, Nevada 89123

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

MOTION:

REESE - Motion to bring forward and STRIKE Item 26 and Hold in ABEYANCE Items 45 and 47 to 10/20/2004 and Item 50 to 11/3/2004 - UNANIMOUS

MINUTES:

There was no discussion.

(9:26 - 9:28)

1-632

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

Discussion and possible action regarding an extension of the City's franchise agreement with Nevada Power Company (NPC) - All Wards

Fiscal Impact:

☒ **No Impact**

Amount:

☐ **Budget Funds Available**

Dept./Division:

☐ **Augmentation Required**

Funding Source:

PURPOSE/BACKGROUND:

The City's current franchise agreement with NPC expires on November 3, 2004. Staff has been in discussions with NPC to make revisions that address right of way (ROW) management. Unfortunately, the Public Utilities Commission (PUC) currently restricts NPC's ability to recover some of these costs associated with ROW improvements such as undergrounding and extensions. Consequently, staff recommends an extension of not more than three years to allow time for NPC, the City, and perhaps other local governments to propose changes to the PUC regulations that would allow more effective ROW management.

RECOMMENDATION:

It is recommended that the City Council authorize staff to prepare a "no-change" extension to the current NPC agreement for a period not to exceed three years, and to authorize the Mayor to execute said extension.

BACKUP DOCUMENTATION:

Renewal of Franchise Agreement

MOTION:

REESE - APPROVED as recommended - UNANIMOUS

NOTE: COUNCILMAN REESE disclosed that his daughter works for Nevada Power and asked if that would prohibit him from voting on this matter. CHIEF DEPUTY CITY ATTORNEY STEED indicated there is no reason for him to abstain.

MINUTES:

MARK VINCENT, Director, Finance and Business Services, went over the information contained under the above Purpose/Background section. He indicated that staff is satisfied with the relationship with NPC and suggested approval as recommended.

(9:42 - 9:44)

1-1180

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action to modify the Parks in Progress listing to add a Horse/Bradley Park project and authorize the transfer of \$98,400 in Residential Construction Tax (RCT) funding from the Vocational High School Sports Complex project within the Parks and Leisure Activities Capital Projects Fund (CPF) - Ward 6 (Mack)

Fiscal Impact:

☐

No Impact

Amount:

\$98,400.00

☐

Budget Funds Available

Dept./Division:

Budget and Finance

☒

Augmentation Required

Funding Source:

Parks and Leisure Activities CPF

PURPOSE/BACKGROUND:

This is a companion item with the Iron Mountain Ranch Park Development Agreement 2 under Public Works discussion.

Requesting the addition of the Horse/Bradley Park project to the approved Parks in Progress listing and authorization of RCT funding in the amount of \$98,400 to be made available through a transfer from the Vocational High School Sports Complex project. Funding is requested to cover the cost of curb and gutter along two sides of the future Horse/Bradley park site, adjacent to a developer built park currently under construction.

RECOMMENDATION:

Staff recommends approval of the modification and authorization of funding.

BACKUP DOCUMENTATION:

Parks in Progress Listing

MOTION:

MACK - APPROVED as recommended - UNANIMOUS

MINUTES:

MARK VINCENT, Director, Finance and Business Services, stated that this matter is somewhat related to Item 59 of this agenda. Approval would allow the redirection of over \$90,000 for half-street improvements at a future park site that would benefit the school targeted for the area.

COUNCILMAN MACK appreciated the efforts of MR. VINCENT in bringing this forward. Nevertheless, he felt that there has been a lot of dialogue about capital improvement projects, specifically parks, and the escalating cost of their construction.

NOTE: COUNCILMAN MACK requested an item on a future Council meeting or a special Council meeting to review the original priority list and determine which projects are still feasible, given the escalating construction costs.

(9:44 - 9:47)

1-1250

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - Discussion and possible action regarding an Appeal of Denial for a Child Care Facility License, Sheila Logan, dba Love All Kidz Daycare, 6309 Guadalupe Avenue, Sheila Logan 100% - Ward 6 (Mack)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Sheila Logan, an applicant for a Family Child Care Home license, appeared before the Child Care Licensing Board on June 9, 2004. She had received an unfavorable police report in her background investigation due to areas of concern on both herself and her husband, Larry Logan. Ms. Logan's application was denied by the Child Care Licensing Board. She is now appealing that decision.

RECOMMENDATION:

Uphold the denial of the Child Care Licensing Board.

BACKUP DOCUMENTATION:

1. Findings of Fact, Conclusions of Law and Decision
2. Verbatim Transcript of the Child Care Licensing Board (CCLB) Meeting held June 9, 2004
3. Notice of Denial of Application for Child Care Facility License and Notice of Right of Appeal
4. Notice of Appeal for Sheila Logan from Goodman Brown Prensirrut, Esq.
5. Department's Response to Sheila Logan's Appeal of the CCLB's Denial

MOTION:

REESE - Motion to bring forward and STRIKE Item 26 and Hold in ABEYANCE Items 45 and 47 to 10/20/2004 and Item 50 to 11/3/2004 - UNANIMOUS

MINUTES:

There was no discussion.

(9:26 - 9:28)

1-632

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - Discussion and possible action regarding Change of Ownership, Location and Business Name for a Tavern License subject to the provisions of the planning codes and Health Dept. regulations, From: Bola III, LLC, dba La Salsa Fresh Mexican Grill, 4949 North Rancho Drive (Non-operational), Lawrence T. Simon, Mgr, Mmbr, and Monica A. Simon, Mgr, Mmbr, 13.77% jointly as husband and wife, Robert H. Whalen, Mgr, Mmbr, 5.3%, Laura A. Cunningham, Mgr, Mmbr, 1.06%, Nevada Franchise, LLC, Mmbr, 79.87%, Lawrence T. Simon, Mgr, Pres, Secy, Treas, SFFG, LLC, Mmbr, 100%, Lawrence T. Simon, Mgr, Pres, Secy, Treas, To: Celebrity Las Vegas, LLC, dba Celebrity Las Vegas, 201 North 3rd Street, Donald D. Troxel, Mgr, Mmbr, 100% - Ward 5 (Weekly)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Change of Ownership, Location and Business Name for a Tavern License

RECOMMENDATION:

Recommend approval subject to the provisions of the planning codes and Health Dept. regulations

BACKUP DOCUMENTATION:

Map

MOTION:

WEEKLY - APPROVED as recommended - UNANIMOUS with MACK abstaining to avoid any conflict because his brother-in-law, Andrew Donner, is a managing partner for the Third Street Promenade

MINUTES:

The applicant was present, accompanied by his attorney, ALLEN LICHTENSTEIN.

JIM DiFIORE, Manager, Business Services, indicated the investigative report showed no areas of concern and recommended approval.

MR. TROXEL is looking forward to this business venture. This location is going to be an exciting place to do business. COUNCILMAN WEEKLY said that he too is very excited about this project.

MAYOR GOODMAN indicated that he was embarrassed, disappointed, and upset about the way in which MR. TROXEL was treated when he initially wanted to establish his business in the downtown area. He is delighted that MR. TROXEL is going to be a part of this complex, because Las Vegas is going to be the place to be in the future. He wished MR. TROXEL success in his business. There will be an eclectic mix of entertainment in this area that will bring an exciting energy.

(9:47 - 9:51)

1-1348

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding a new Auctioneer License, J. P. King Auction Company, Inc., dba J. P. King Auction Company, Inc., 108 Fountain Avenue, Gadsden, Alabama, Jerry C. King, Dir, Pres, Auctioneer, 25%, James S. King, Dir, Executive VP, Auctioneer, 25%, Christie K. Ray, Dir, Secy, Auctioneer, 25% - Alabama

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a new Auctioneer License

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - ABEYANCE to 10/20/2004 - UNANIMOUS

MINUTES:

JIM DiFIORE, Manager, Business Services, requested this matter be held in abeyance for two weeks because the applicant was not present to discuss the area of concern that came up during the investigation.

(9:51 - 9:52)

1-1498

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding a new Locksmith License, Zaruba & Zaruba, dba L Reo Lock & Key, 8929 Sheep Ranch Court, Judith R. Zaruba, 51%, Robert M. Zaruba, 49% - Ward 6 (Mack)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a new Locksmith License

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting

BACKUP DOCUMENTATION:

None

MOTION:

MACK - APPROVED subject to a six-month (4/6/2005) review - UNANIMOUS

MINUTES:

The applicants were present.

JIM DiFIORE, Manager, Business Services, deferred to STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro) for a report. DETECTIVE RODD indicated that the main concerns are primarily with financial turmoil with other businesses in California that might cause problems with this business, such as a tax lien, filing of bankruptcy, and other outstanding financial obligations. Some of the issues date back to 2000.

MR. ZARUBA explained that the Chapter 13 was discharged as of 8/19/2004. He had tax problems in 1996 because of his old account, but that was taken care of. He does business in Phoenix, Tucson, Mesquite, Las Vegas, and Pahrump, not in California. He acquires and fixes up repossessions. His wife is a locksmith and re-keys the homes with a staff member of the constable's office present.

MAYOR GOODMAN confirmed with MR. ZARUBA that he resolved his tax lien and that he has no financial obligations that would interfere with the success of this business. MR. ZARUBA commented that he and his wife bought out his father-in-law's locksmith business to be able to do the repossessions.

(9:52 - 9:54)

1-1534

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding Temporary Approval of a Change of Ownership and Business Name for a Tavern License subject to the provisions of the fire codes and Health Dept. regulations, From: H & M Enterprises, Inc., dba Dakota Grill & Spirits, Shirlee A. Helton, Pres, 50%, Steven E. Murphy, Secy, Treas, 50%, To: Zingers Club, Inc., dba Zingers, 1000 East Sahara Avenue, Suite 105, Richard L. Ham, Dir, Pres, 25%, Carla C. Ham, Dir, Secy, 25%, Maurice H. Hathaway, Dir, CEO, 25%, Pamela K. Hathaway, Dir, Treas, 25% - Ward 3 (Reese)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Temporary Approval of a Change of Ownership and Business Name for a Tavern License

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes and Health Dept. regulations with authorization for the Director or Designee to issue a permanent license upon receipt of a favorable police report

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Richard L. Ham
3. Map

MOTION:

REESE - APPROVED the temporary license, subject to provisions as recommended, with the manager of Business Services granted the authority to approve the permanent license after completion of appropriate process - UNANIMOUS

MINUTES:

The applicant was present.

JIM DiFIORE, Manager, Business Services, indicated that the applicant met the criteria for consideration of a temporary approval of the license. He suggested approval as recommended.

MR. HAM mentioned that the Health Department did a pre-evaluation and recommended a few repairs. He noted that he has to be in operation by 12/1/2004 or he has to worry about Entitlement 19.

(9:54 - 9:55)

1-1630

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding Change of Ownership and Business Name for a Tavern License and a new Restricted Gaming License for 15 slots, From: K & P Enterprises, Inc., dba Super Sport Lounge (Non-operational), Kenneth W. Bozeman, Dir, Pres, Secy, Treas, 100%, To: La-Dor, Inc., dba Stateside Lounge, 931 Las Vegas Boulevard North, Doris L. Atchison, Dir, Pres, Treas, 50%, Laura J. Atchison, Dir, Secy, 50% - Ward 5 (Weekly)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding of Change of Ownership and Business Name for a Tavern License and a new Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting

BACKUP DOCUMENTATION:

Map

MOTION:

WEEKLY - APPROVED the temporary license subject to a six-month (4/6/2005) review - UNANIMOUS

MINUTES:

The applicants were present.

JIM DiFIORE, Manager, Business Services, deferred to STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), for an overview of the area of concern. DETECTIVE RODD indicated that the confidential report contains incidents that occurred at the business in 1999, 2000, and 2001. Metro's primary concern is that the incidents involved disorderly and disruptive conduct.

MAYOR GOODMAN asked MS. L. ATCHISON what her role would be in the business. MS. ATCHISON indicated that she was not aware of any issues. She has another business, and there have not been any issues at that location. DETECTIVE RODD apologized for not being clear and indicated that the issues are personal to MS. ATCHISON'S background, not the business. MAYOR GOODMAN said he was concerned about MS. ATCHISON'S behavior described in the report. Perhaps she should not be behind the bar serving drinks. MS. ATCHISON assured the Mayor that she would be managing the business and planning a lot of events, including charitable, and pre-organizing all the events where she would not even need a vehicle.

(9:55 - 9:59)

1-1688

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding Change of Location for a Massage Establishment, Richard William Harris, dba The Massage Group, From: 7980 West Sahara Avenue, To: 425 Fremont Street, Richard W. Harris, 100% - Ward 1 (Moncrief)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Change of Location for a Massage Establishment

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting

BACKUP DOCUMENTATION:

Map

MOTION:

MONCRIEF - ABEYANCE to 10/20/2004 - UNANIMOUS

NOTE: COUNCILMAN MACK disclosed that a SuperPawn shop owned by his brother, Steven Mack; the Third Street Promenade, in which his brother-in-law, Andrew Donner, is a managing partner; and the Lady Luck Casino, with which his brother-in-law has a contract related to its non-restricted gaming license are all located near this site. His relatives have not mentioned this matter to him, and he did not believe his relatives' businesses would be affected; therefore, COUNCILMAN MACK indicated he would be voting on this matter.

MINUTES:

The applicant was present.

JIM DiFIORE, Manager, Business Services, was present.

MAYOR GOODMAN indicated that he was very troubled by the information contained in the report. He asked MR. HARRIS if he was able to review the report. MR. HARRIS stated that he had not received a copy and had not been able to get a return phone call from Las Vegas Metropolitan Police Department Special Investigations. MAYOR GOODMAN commented that MR. DiFIORE advised him that MR. HARRIS was offered the opportunity to hold this matter for two weeks to allow him time to respond to the concerns but MR. HARRIS declined. MR. HARRIS countered that the last message he left for MR. DiFIORE was that he was going to show up at this meeting. Given the situation, he has not been able to meet with the detective to review the paperwork. He requested the matter be held so that he could meet with the detective that day if possible.

MAYOR GOODMAN indicated to COUNCILWOMAN MONCRIEF that MR. DiFIORE suggested this matter be held for two weeks to allow further discussion. COUNCILWOMAN MONCRIEF agreed with

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

MINUTES - Continued:

holding this matter. MAYOR GOODMAN asked MR. DiFIORE to make the report available to MR. HARRIS.

(9:59 - 10:02)

1-1839

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: HUMAN RESOURCES

DIRECTOR: F. CLAUDETTE ENUS

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding a new position for City Attorney Investigator (\$55,000 - Violence Against Women Act (VAWA) Grant)

Fiscal Impact:

☐

No Impact

Amount:

\$55,000.00

☒

Budget Funds Available

Dept./Division:

City Attorney/Criminal

☐

Augmentation Required

Funding Source:

VAWA

PURPOSE/BACKGROUND:

The City Attorney Investigator position created under VAWA Grant No. 13/2004-WF-AX-0037 is dedicated to the support of the prosecution of battery-domestic violence criminal misdemeanor cases before the Las Vegas Municipal Court. The duties and responsibilities are dedicated to establishing communication, guidance and investigative activities relating to victims of battery-domestic violence, including but not limited to, obtaining voluntary statements, medical information of related injuries and locating appropriate witnesses for prosecution purposes.

RECOMMENDATION:

The Office of the City Attorney recommends approval of this position.

BACKUP DOCUMENTATION:

Executive Summary

MOTION:

REESE - APPROVED as recommended - UNANIMOUS

MINUTES:

CLAUDETTE ENUS, Director, Human Resources, stated the person filling this position would assist in handling battery cases appearing in Municipal Court. It would be funded from grant monies.

(10:02)

1-1934

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

Report on the City's Sanitary Sewer Assessment and Rehabilitation Program - All Wards

Fiscal Impact:

☒ **No Impact**

Amount:

☐ **Budget Funds Available**

Dept./Division:

☐ **Augmentation Required**

Funding Source:

PURPOSE/BACKGROUND:

The City Engineer would like to make a presentation to the Mayor and Council regarding the City's program to assess the condition of the sanitary sewer system and the measures used to make repairs.

RECOMMENDATION:

Report only, no action required

BACKUP DOCUMENTATION:

Submitted after meeting: hardcopy of PowerPoint

MOTION:

None required. A report was given.

MINUTES:

RICHARD GOECKE, Director, Public Works, indicated that the City is at an age where sanitary sewer repairs are necessary. He introduced CHARLIE KAJKOWSKI, City Engineer, Public Works, who used a PowerPoint presentation to detail what happens when sewers become defective, what causes sewers to fail, how they are inspected, a list of projects developed to keep the sewers serviceable, and the method and means by which sanitary sewers are repaired.

COUNCILMAN BROWN asked what the shelf life of this new technology is. MR. KAJKOWSKI answered that the biggest threat to PVC lining is sunlight, so it should be indefinite with it being underground. He indicated that monies for repairs come from the Enterprise Fund for sewers and partly from the revenue collected from user fees.

(10:02 - 10:18)

1-1971

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

Discussion and possible action on the Revised Iron Mountain Ranch Park Development Agreement 2 between the City of Las Vegas and KB Home Nevada, Inc., to replace the existing agreement for Horse/Bradley Park site (\$98,400 - Residential Construction Tax) - Ward 6 (Mack)

Fiscal Impact:

☐

No Impact

Amount:

\$98,400.00

☒

Budget Funds Available

Dept./Division:

Public Works/Eng. Integration

☐

Augmentation Required

Funding Source:

Residential Construction Tax

PURPOSE/BACKGROUND:

Additional half street improvements can be completed at the same time a developer built park is under construction near the southwest corner of Horse Drive and Bradley Road. These improvements will consist of street paving, sidewalk, curb and gutter. A companion item presented by Finance will fund this project. The original agreement was approved September 17, 2003.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Revised Iron Mountain Ranch Park Development Agreement 2

MOTION:

MACK - APPROVED as recommended - UNANIMOUS

MINUTES:

RICHARD GOECKE, Director, Public Works, mentioned that earlier the Finance Director requested about \$98,000 to make off-site improvements at a park at Horse and Bradley, for which KB Home is building the larger portion. That leaves approximately 1,000 feet of City-owned property for future phases of this larger park. KB Home's contract will be extended to continue the off-site improvements around the property. This item is in order.

(10:18 - 10:19)

1-2654

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD GOECKE**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on the installation of Speed Humps on Spencer Street between St. Louis Avenue and Oakey Boulevard (\$7,800 - Neighborhood Traffic Management Program) - Ward 3 (Reese)

Fiscal Impact:☐**No Impact****Amount:**

\$7,800.00

☒**Budget Funds Available****Dept./Division:**

Public Works/Traffic Eng.

☐**Augmentation Required****Funding Source:**

Neighborhood Traffic Management Program

PURPOSE/BACKGROUND:

Councilman Reese has requested the installation of speed humps on Spencer Street between St. Louis Avenue and Oakey Boulevard. Studies conducted on this roadway showed that the 85th percentile speed was 38 mph and the volume of traffic was 471 vehicles per day. Spencer Street accumulated 21 points; a total of 40 points is necessary to meet the speed hump criteria. Spencer Street is not an emergency response route.

RECOMMENDATION:

Staff: Denial

BACKUP DOCUMENTATION:

Map

MOTION:

REESE - APPROVED contingent upon consideration and adoption of a new forthcoming ordinance classifying speed humps as something other than traffic control devices before installation can occur - UNANIMOUS

MINUTES:

RICHARD GOECKE, Director, Public Works, commented that this matter was held for two weeks.

COUNCILMAN REESE noted that during his nine-year tenure there have been various cases in which the installation of speed humps have been approved without meeting warrants, for the safety of the residents. After discussion with CITY ATTORNEY JERBIC, he was informed that other municipalities have chosen to classify speed humps as something other than a traffic control device, under the Uniform Traffic Manual. The City Attorney's office is drafting a new ordinance to do the same and effectively remove speed humps from being considered as a traffic control device. COUNCILMAN REESE then made the motion for approval, on the condition that the installation will occur only after the new ordinance has been considered and adopted by this Council.

COUNCILMAN MACK expressed his support of this matter. Recently the Traffic Commission considered and denied a similar request in Sierra Oeste. Although he was informed that a temporary speed hump could be installed, it is not a long-term solution.

(10:19 - 10:21)

1-2713

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-62 - Makes adjustments to the types of zoning approval necessary for various land uses.
Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Planning staff and the Planning Commission have determined that a number of uses currently requiring a special use permit in specified zoning districts would more properly be allowable as conditional uses or as a matter of right. This bill will make the necessary adjustments to the provisions of the Zoning Code, which will reduce the number of special use permit applications required to be processed.

RECOMMENDATION:

ADOPTION at 10/6/2004 City Council meeting pursuant to the 9/14/2004 Recommending Committee.

First Reading - 9/1/2004; First Publication - 9/25/2004

BACKUP DOCUMENTATION:

Bill No. 2004-62

MOTION:

MONCRIEF - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5728 - UNANIMOUS with MACK abstaining to avoid any conflict because his brother, Steven Mack, is a secondhand dealer and one of the businesses being proposed for amendment by this bill is a secondhand dealer

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(10:21)

1-2812

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ CONSENT

☒ DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-63 - Provides that Planning Commission action on most special use permits is final, unless appealed or requested for review by a member of the City Council, and modifies certain provisions regarding related hearings and appeals so as to conform to State law. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Special use permit applications currently require final action by the City Council. This bill is intended to reduce the special use permit "caseload" of the Council by providing that Planning Commission action on most applications is final action. Planning Commission decisions will continue to be appealable to the Council, and members of the Council may request review of Planning Commission decisions. The bill will also incorporate State law requirements concerning zoning-related hearings and appeals.

RECOMMENDATION:

ADOPTION at 10/6/2004 City Council meeting pursuant to the 9/14/2004 Recommending Committee.

First Reading - 9/1/2004; First Publication - 9/25/2004

BACKUP DOCUMENTATION:

Bill No. 2004-63

MOTION:

MONCRIEF - DENIED - UNANIMOUS

MINUTES:

JUNE INGRAM requested the special use permit process remain the same, with the permits going before the Planning Commission and then the City Council.

MAYOR GOODMAN noted that COUNCILMAN REESE would like to review all special use permit applications in Ward 1. This ordinance would primarily pertain to billboard signs, unless a particular Councilmember wanted to hear a certain matter relating to a special use permit. Of course, any citizen could contact his/her Council representative to pull a matter forward to the Council meeting from the Planning Commission meeting.

ROBERT GENZER, Director, Planning and Development, explained that this ordinance would apply to all special use permits. This was an issue that was discussed at the Joint Planning Commission/City Council meeting, because staff has found that the Council does not really need to consider every special use permit, especially those that have no opposition. Also, the Planning Commission would consider and take final action on any special use permit that carries no opposition and is not related to any other

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

zoning matter. These changes would shorten the Council's agendas and still allow any member of the public to make an appeal.

COUNCILMAN MACK agreed with MR. GENZER, stating that many matters are routine with no opposition. He has confidence in staff and the Planning Commission to do a thorough job. Any items about which the Council has concerns could be brought forward. MAYOR GOODMAN insisted that he is disturbed by the proposed changes and is against giving up any jurisdiction. He strongly felt that the citizenry has a right to be heard and that the Council should have ultimate discretion. He expressed opposition to this ordinance, noting that he is not sure it would save much time.

COUNCILMAN WEEKLY indicated his concern over special use permit matters that might fall through the cracks, especially because his ward is older. That afternoon alone he had a case where staff recommended approval, yet he is not in agreement with that recommendation. He closely monitors his ward, whereas Planning does not have the staff to visit the neighborhoods. He preferred to review all special use permits and make decisions for his ward.

(10:21 - 10:28)

1-2838

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-64 - Modifies the standards for granting a variance application and modifies certain provisions regarding variance hearings and appeals so as to conform to State law. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will modify the standards for granting a variance application, and modify certain provisions regarding variance hearings and appeals so as to conform to State law.

RECOMMENDATION:

ADOPTION at 10/6/2004 City Council meeting pursuant to the 9/14/2004 Recommending Committee.

First Reading - 9/1/2004; First Publication - 9/25/2004

BACKUP DOCUMENTATION:

Bill No. 2004-64

MOTION:

MONCRIEF - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5729 - UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(10:28 - 10:29)

1-3204

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2004-65 - Amends the Supplemental Document to the NFPA 1, Uniform Fire Code, 2003 Edition, regarding the approval of traffic management or calming devices. Proposed by: David L. Washington, Chief, Department of Fire and Rescue

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The version of the NFPA 1, Uniform Fire Code, 2003 Edition, that recently was adopted by the City contains language that can be read to imply that the sole authority to approve certain traffic management devices (such as speed humps) rests with the Department of Fire and Rescue. This bill will establish the Fire Code requirements pertaining to these devices and clarify that Fire Code requirements are not the only requirements pertaining to these devices.

RECOMMENDATION:

ADOPTION at 10/20/2004 City Council meeting pursuant to 10/5/2004 Recommending Committee.

First Reading - 9/15/2004; First Publication - 10/8/2004

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

10/20/2004 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2004-67 - Adjusts the ward boundaries of the City. Proposed by: Bradford R. Jerbic, City Attorney (NOTE: This item will not be heard before 4:00 p.m.)

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City Charter authorizes the City Council to adjust Council ward boundaries from time to time in order to address significant population imbalance among Council wards. This bill will adjust the ward boundaries in accordance with a redistricting proposal designed to restore population balance among Council wards.

RECOMMENDATION:

ADOPTION at 10/20/2004 City Council meeting as recommending.

First Reading - 9/15/2004; First Publication - 10/8/2004

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

10/20/2004 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2004-68 - Annexation No. ANX-4777 - Property location: At and near the southeast corner of Iron Mountain Road and Maverick Street; Petitioned by: Quarterhorse Falls Estates, LLC; Acreage: 15.79 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located at and near the southeast corner of Iron Mountain Road and Maverick Street. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (November 12, 2004) is set by this ordinance.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-68 and Location Map

MOTION:

None required.

MINUTES:

First Reading - Referred - COUNCILMEMBERS MONCRIEF and WOLFSON

10/19/2004 Recommending Committee

10/20/2004 Council Agenda

(10:29 - 10:30)

1-3246

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2004-69 - Establishes new solid waste and recycling regulations. Proposed by: Mark R. Vincent, Director of Finance and Business Services

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City's current solid waste code provisions were enacted more than fifty years ago and do not take into account many contemporary industry standards and practices as well as current state and federal regulatory provisions. Solid waste issues transcend the boundaries of the City and other local jurisdictions within the County metropolitan areas, each contracting with Republic Services, Inc. to perform solid waste collection and disposal services. Accordingly, this bill is modeled after recent changes made in the County code in order to achieve regulatory uniformity. This bill specifically designates the items included within the solid waste stream, hazardous waste stream, medical waste stream, and recyclable materials stream for regulatory purposes; restricts hours of solid waste collection in residential areas; and conditionally waives collection fees for absentee residents.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-69

MOTION:

None required.

MINUTES:

First Reading - Referred - COUNCILMEMBERS MONCRIEF and WOLFSON

10/19/2004 Recommending Committee

10/20/2004 Council Agenda

(10:29 - 10:30)

1-3246

THE MORNING SESSION RECESSED AT 10:30 A.M.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO RONEMUS

☐

CONSENT

☐

DISCUSSION

SUBJECT:

Any items from the afternoon session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

MOTION:

REESE - Motion to STRIKE Item 71 [824 Shetland Road] and Item 111 [SUP-4593], TABLE Item 114 [SUP-4808] and HOLD IN ABEYANCE Item 120 [SUP-4918] to 10/20/2004 - UNANIMOUS with GOODMAN abstaining on Item 114 [SUP-4808] as he has a business relationship with ATTORNEY JAY BROWN

MINUTES:

MAYOR GOODMAN announced that Item 123 [SDR-4606], Item 129 [ZON-4646] and Item 130 [WVR-4846] were properly noticed as Public Hearing items, even though this was not reflected in the Citizens Agenda.

COUNCILMAN REESE verified with COUNCILWOMAN MONCRIEF that Item 114 [SUP-4808] would be tabled and Item 115 [SUP-4809] would be heard.

MAYOR GOODMAN disclosed that he would be abstaining from voting on Item 114 [SUP-4808], as he has a business relationship with ATTORNEY JAY BROWN.

MAYOR GOODMAN announced that Item 94 [VAC-4071] would be pulled forward and abeyed to 10/20/2004 and Item 96 [VAC-4682] would be pulled forward for discussion, both at the request of COUNCILMAN WOLFSON. See Item 94 [VAC-4071] and Item 96 VAC-4682] for all related discussion.

(1:04 - 1:07)

3-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Public hearing to consider the report of expenses to recover costs for the abatement of zoning violations at 1105 North 22nd Street. PROPERTY OWNER: MANUEL VILLARREAL - Ward 5 (Weekly)

Fiscal Impact:

☐

No Impact

Amount:

\$2,589.35

☒

Budget Funds Available

Dept./Division:

Neighborhood Services/Response

☐

Augmentation Required

Funding Source:

General Fund

PURPOSE/BACKGROUND:

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired K O Construction, Inc to board the structure remove all trash and debris and post "No Trespassing" signs.

RECOMMENDATION:

1. That the City Council approve the report of expenses in the amount of \$2,589.35 in order that the above charges be filed and recorded against the property constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

MOTION:

WEEKLY - APPROVED the action of Neighborhood Services - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ORLANDO SANCHEZ, Director, Neighborhood Services, presented a video of the subject property and stated that it has been an active case since May 3, 2003. After due process and no corrective action taken by the property owner to abate the public hazard and attractive nuisance, Neighborhood Services declared the property to be in violation and started legal notification. When no corrective action was taken or appeal filed, K.O. Construction was hired to board the structure, clean the property and post "No Trespassing" signs. MR. SANCHEZ recommended the City Council approve the report of expenses in the amount of \$2,589.35 in order that the charges be filed and recorded against the property, constituting a special assessment and lien and authorizing that the Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

MINUTES - Continued:

MANUEL VILLARREAL, property owner, indicated that the property has now been sold as part of a divorce settlement. He asked for the opportunity to pay the amount in monthly installments. MAYOR GOODMAN explained that when a lien is placed on a property, the City will receive its money when the property is sold.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:09 - 1:12)

3-164

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Public hearing to consider the report of expenses to recover costs for the abatement of zoning violations at 204 West Monroe Avenue. PROPERTY OWNER: JANICE ARBULU - Ward 5 (Weekly)

Fiscal Impact:

☐

No Impact

Amount:

\$3,279.35

☒

Budget Funds Available

Dept./Division:

Neighborhood Services/Response

☐

Augmentation Required

Funding Source:

General Fund

PURPOSE/BACKGROUND:

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired K O Construction, Inc to board the structure remove all trash and debris and post "No Trespassing" signs.

RECOMMENDATION:

1. That the City Council approve the report of expenses in the amount of \$3,279.35 in order that the above charges be filed and recorded against the property constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

MOTION:

WEEKLY - APPROVED the action of Neighborhood Services - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

OSCAR GOODMAN, Mayor

ORLANDO SANCHEZ, Director, Neighborhood Services

LAWRENCE WEEKLY, Councilman

DAN STILL, Deputy City Attorney

BETSY FRETWELL, Deputy City Manager

MAYOR GOODMAN declared the Public Hearing closed.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

MINUTES - Continued:

(1:12 - 1:26)

3-255

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

☐ CONSENT

☒ DISCUSSION

SUBJECT:

Public hearing to consider the report of expenses to recover costs for the abatement of zoning violations at 824 Shetland Road. PROPERTY OWNERS: VICTOR C. & LETICIA L. CHARNETSKY - Ward 1 (Moncrief)

Fiscal Impact:

☐

No Impact

Amount:

\$1,443.25

☒

Budget Funds Available

Dept./Division:

Neighborhood Services/Response

☐

Augmentation Required

Funding Source:

General Fund

PURPOSE/BACKGROUND:

The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired Weaver, Inc to clean the property.

RECOMMENDATION:

1. That the City Council approve the report of expenses in the amount of \$1,443.25 in order that the above charges be filed and recorded against the property constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

MOTION:

REESE - Motion to STRIKE Item 71 [824 Shetland Road] and Item 111 [SUP-4593], TABLE Item 114 [SUP-4808] and to HOLD IN ABEYANCE Item 120 [SUP-4918] to 10/20/2004 - UNANIMOUS with GOODMAN abstaining on Item 114 [SUP-4808] as he has a business relationship with ATTORNEY JAY BROWN

MINUTES:

There was no discussion.

(1:04 - 1:07)

3-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Public hearing to consider the report of expenses to recover costs for the abatement of zoning violations at 1817 Stewart Avenue. PROPERTY OWNER: KENNETH SURRATT - Ward 3 (Reese)

Fiscal Impact:

☐

No Impact

Amount:

\$1,092.50

☒

Budget Funds Available

Dept./Division:

Neighborhood Services/Response

☐

Augmentation Required

Funding Source:

General Fund

PURPOSE/BACKGROUND:

The condition of the property was a public nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired Weaver, Inc to clean the property and post "No Trespassing/Dumping" signs.

RECOMMENDATION:

1. That the City Council approve the report of expenses in the amount of \$1,092.50 in order that the above charges be filed and recorded against the property constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

MOTION:

REESE - APPROVED the action of Neighborhood Services - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ORLANDO SANCHEZ, Director, Neighborhood Services, presented a video of the subject property and stated that it has been an active case since April 28, 2004. After due process and no corrective action taken by the property owner to abate the public hazard and attractive nuisance, Neighborhood Services declared the property to be in violation and started legal notification. When no corrective action was taken or appeal filed, Weaver Construction was hired to board the structure, clean the property and post "No Trespassing" signs. MR. SANCHEZ recommended the City Council approve the report of expenses in the amount of \$1,092.50 in order that the charges be filed and recorded against the property, constituting a special assessment and lien and authorizing that the Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

MINUTES - Continued:

The property owner was not present.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:26 - 1:28)

3-717

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☒

CONSENT

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DISCUSSION

SUBJECT:

EXTENSION OF TIME - VARIANCE

EOT-5040 - APPLICANT: COMMUNITY DEVELOPMENT PROGRAMS CENTER OF NEVADA - OWNER: LAS VEGAS HOUSING AUTHORITY - Request for an Extension of Time of an approved Variance (V-0032-00) which allowed a reduction in the minimum lot size for a single-family attached development on 8.88 acres adjacent to the northeast corner of 28th Street and Sunrise Avenue (APN 139-36-303-003), R-2 (Medium-Low Density Residential) Zone, Ward 3 (Reese). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE - APPROVED Item 73 [EOT-5040], Item 74 [EOT-5041], Item 75 [EOT-5070], Item 76 [EOT-5064], Item 77 [EOT-5066], Item 78 [EOT-5068], Item 79 [EOT-5144], Item 80 [EOT-5146], Item 81 [EOT-5147] and Item 82 [EOT-5088] subject to conditions - UNANIMOUS

MINUTES:

There was no discussion.

(1:28)

3-768

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on August 2, 2006 and the Variance (V-0032-00) shall be void unless another Extension of Time is approved by the City Council.
2. Conformance to all applicable conditions of approval for Variance (V-0032-00) and Extension of Time (EOT-2894).

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☒

CONSENT

☐

DISCUSSION

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-5040 - VARIANCE

EOT-5041 - APPLICANT: COMMUNITY DEVELOPMENT PROGRAMS CENTER OF NEVADA - OWNER: LAS VEGAS HOUSING AUTHORITY - Request for an Extension of Time of an approved Variance (V-0034-00) which allowed a reduction in the required setbacks for a single-family attached development on 8.88 acres adjacent to the northeast corner of 28th Street and Sunrise Avenue (APN 139-36-303-003), R-2 (Medium-Low Density Residential) Zone, Ward 3 (Reese). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE - APPROVED Item 73 [EOT-5040], Item 74 [EOT-5041], Item 75 [EOT-5070], Item 76 [EOT-5064], Item 77 [EOT-5066], Item 78 [EOT-5068], Item 79 [EOT-5144], Item 80 [EOT-5146], Item 81 [EOT-5147] and Item 82 [EOT-5088] subject to conditions - UNANIMOUS

MINUTES:

There was no discussion.

(1:28)

3-768

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on August 2, 2006 and the Variance (V-0034-00) shall be void unless another Extension of Time is approved by the City Council.
2. Conformance to all applicable conditions of approval for Variance (V-0034-00) and Extension of Time (EOT-2895).

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☒

CONSENT

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DISCUSSION

SUBJECT:

EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW

EOT-5070 - APPLICANT/OWNER: CS4015, LLC - Request for an Extension of Time of an approved Site Development Plan Review [Z-0067-99(2)] FOR A PROPOSED TAVERN AND CONVENIENCE STORE WITH FUEL PUMPS on approximately 2.00 acres adjacent to the southwest corner of Lone Mountain Road and Cliff Shadows Parkway (APN 137-01-101-023 and 024), PD (Planned Development) Zone, Ward 4 (Brown). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE - APPROVED Item 73 [EOT-5040], Item 74 [EOT-5041], Item 75 [EOT-5070], Item 76 [EOT-5064], Item 77 [EOT-5066], Item 78 [EOT-5068], Item 79 [EOT-5144], Item 80 [EOT-5146], Item 81 [EOT-5147] and Item 82 [EOT-5088] subject to conditions - UNANIMOUS

MINUTES:

There was no discussion.

(1:28)

3-768

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on September 18, 2006 unless another Extension of Time is approved by the City Council.
2. Conformance to the Conditions of Approval for Site Development Plan Review [Z-0067-99(2)] and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☒

CONSENT

☐

DISCUSSION

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-5070 - SPECIAL USE PERMIT

EOT-5064 - APPLICANT/OWNER: CS4015, LLC - Request for an Extension of Time of an approved Special Use Permit (U-0081-02) FOR THE PROPOSED SALE OF PACKAGED LIQUOR FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH A PROPOSED CONVENIENCE STORE adjacent to the southwest corner of Lone Mountain Road and Cliff Shadows Parkway (APN 137-01-101-023), PD (Planned Development) Zone, Ward 4 (Brown). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE - APPROVED Item 73 [EOT-5040], Item 74 [EOT-5041], Item 75 [EOT-5070], Item 76 [EOT-5064], Item 77 [EOT-5066], Item 78 [EOT-5068], Item 79 [EOT-5144], Item 80 [EOT-5146], Item 81 [EOT-5147] and Item 82 [EOT-5088] subject to conditions - UNANIMOUS

MINUTES:

There was no discussion.

(1:28)

3-768

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on September 18, 2006 unless another Extension of Time is approved by the City Council.
2. Conformance to the Conditions of Approval for Special Use Permit (U-0081-02) and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☒

CONSENT

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DISCUSSION

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-5070 AND EOT-5064 - SPECIAL USE PERMIT

EOT-5066 - APPLICANT/OWNER: CS4015, LLC - Request for an Extension of Time of an approved Special Use Permit (U-0082-02) FOR PROPOSED GASOLINE SALES IN CONJUNCTION WITH A PROPOSED CONVENIENCE STORE adjacent to the southwest corner of Lone Mountain Road and Cliff Shadows Parkway (APN 137-01-101-023), PD (Planned Development) Zone, Ward 4 (Brown). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE - APPROVED Item 73 [EOT-5040], Item 74 [EOT-5041], Item 75 [EOT-5070], Item 76 [EOT-5064], Item 77 [EOT-5066], Item 78 [EOT-5068], Item 79 [EOT-5144], Item 80 [EOT-5146], Item 81 [EOT-5147] and Item 82 [EOT-5088] subject to conditions - UNANIMOUS

MINUTES:

There was no discussion.

(1:28)

3-768

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on September 18, 2006 unless another Extension of Time is approved by the City Council.
2. Conformance to the Conditions of Approval for Special Use Permit (U-0081-02) and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☒

CONSENT

☐

DISCUSSION

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-5064 AND EOT-5066 - SPECIAL USE PERMIT

EOT-5068 - APPLICANT/OWNER: CS4015, LLC - Request for an Extension of Time of an approved Special Use Permit (U-0083-02) FOR A PROPOSED TAVERN adjacent to the southwest corner of Lone Mountain Road and Cliff Shadows Parkway (APN 137-01-101-024), PD (Planned Development) Zone, Ward 4 (Brown). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE - APPROVED Item 73 [EOT-5040], Item 74 [EOT-5041], Item 75 [EOT-5070], Item 76 [EOT-5064], Item 77 [EOT-5066], Item 78 [EOT-5068], Item 79 [EOT-5144], Item 80 [EOT-5146], Item 81 [EOT-5147] and Item 82 [EOT-5088] subject to conditions - UNANIMOUS

MINUTES:

There was no discussion.

(1:28)

3-768

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on September 18, 2006 unless another Extension of Time is approved by the City Council.
2. Conformance to the Conditions of Approval for Special Use Permit (U-0083-02) and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☒

CONSENT

☐

DISCUSSION

SUBJECT:

EXTENSION OF TIME - REZONING

EOT-5144 - APPLICANT: EXECUTIVE DEVELOPMENT CORPORATION - OWNER: DESERT SHADOWS APARTMENTS, LLC - Request for an Extension of Time on an approved Rezoning (Z-0037-02) FROM: C-2 (GENERAL COMMERCIAL) AND R-E (RESIDENCE ESTATES) UNDER RESOLUTION OF INTENT TO C-1 (LIMITED COMMERCIAL) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 8.04 acres adjacent to the south side of Charleston Boulevard, approximately 195 feet east of Jones Boulevard (APN 163-01-102-038), Ward 1 (Moncrief). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE - APPROVED Item 73 [EOT-5040], Item 74 [EOT-5041], Item 75 [EOT-5070], Item 76 [EOT-5064], Item 77 [EOT-5066], Item 78 [EOT-5068], Item 79 [EOT-5144], Item 80 [EOT-5146], Item 81 [EOT-5147] and Item 82 [EOT-5088] subject to conditions - UNANIMOUS

MINUTES:

There was no discussion.

(1:28)

3-768

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on September 4, 2006 unless another Extension of Time is approved by the City Council.
2. Conformance to all applicable conditions of approval for Rezoning Z-0037-02, Variance V-0041-02 and Site Development Plan Review Z-0037-02(1).

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☒

CONSENT

☐

DISCUSSION

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-5144 - SITE DEVELOPMENT PLAN REVIEW

EOT-5146 - APPLICANT: EXECUTIVE DEVELOPMENT CORPORATION - OWNER: DESERT SHADOWS APARTMENTS, LLC - Request for an Extension of Time on an approved Site Development Plan Review [Z-0037-02(1)] FOR A PROPOSED THREE-STORY, 192-UNIT MULTI-FAMILY DEVELOPMENT on 8.04 acres adjacent to the south side of Charleston Boulevard, approximately 195 feet east of Jones Boulevard (APN 163-01-102-038), C-2 (General Commercial) and R-E (Residence Estates) Zones under Resolution of Intent to R-3 (Medium Density Residential) Zone, Ward 1 (Moncrief). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE - APPROVED Item 73 [EOT-5040], Item 74 [EOT-5041], Item 75 [EOT-5070], Item 76 [EOT-5064], Item 77 [EOT-5066], Item 78 [EOT-5068], Item 79 [EOT-5144], Item 80 [EOT-5146], Item 81 [EOT-5147] and Item 82 [EOT-5088] subject to conditions - UNANIMOUS

MINUTES:

There was no discussion.

(1:28)

3-768

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on September 4, 2006 unless another Extension of Time is approved by the City Council.
2. Conformance to all applicable conditions of approval for Rezoning Z-0037-02, Variance V-0041-02 and Site Development Plan Review Z-0037-02(1).

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☒

CONSENT

☐

DISCUSSION

SUBJECT:

EXTENSION OF TIME - VARIANCE

EOT-5147 - APPLICANT: EXECUTIVE DEVELOPMENT CORPORATION - OWNER: DESERT SHADOWS APARTMENTS, LLC - Request for an Extension of Time on an approved Variance (V-0041-02) TO ALLOW APARTMENT BUILDINGS TO BE THREE STORIES AND 38 FEET IN HEIGHT WHERE TWO STORIES AND 35 FEET IS THE MAXIMUM HEIGHT ALLOWED on 8.04 acres adjacent to the south side of Charleston Boulevard, approximately 195 feet east of Jones Boulevard (APN 163-01-102-038), C-2 (General Commercial) and R-E (Residence Estates) Zones under Resolution of Intent to R-3 (Medium Density Residential) Zone, Ward 1 (Moncrief). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE - APPROVED Item 73 [EOT-5040], Item 74 [EOT-5041], Item 75 [EOT-5070], Item 76 [EOT-5064], Item 77 [EOT-5066], Item 78 [EOT-5068], Item 79 [EOT-5144], Item 80 [EOT-5146], Item 81 [EOT-5147] and Item 82 [EOT-5088] subject to conditions - UNANIMOUS

MINUTES:

There was no discussion.

(1:28)

3-768

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on September 4, 2006 unless another Extension of Time is approved by the City Council.
2. Conformance to all applicable conditions of approval for Rezoning Z-0037-02, Variance V-0041-02 and Site Development Plan Review Z-0037-02(1).

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REINSTATEMENT AND EXTENSION OF TIME - REZONING

EOT-5088 - APPLICANT/OWNER: GALTAR, LLC - Request for a Reinstatement and Extension of Time on an approved Rezoning (Z-0049-02) FROM: R-E (RESIDENCE ESTATES) TO: C-2 (GENERAL COMMERCIAL) on 3.10 acres adjacent to the east side of Rancho Drive, approximately 1,130 feet south of Lone Mountain Road (APN 138-02-102-007), Ward 6 (Mack). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE - APPROVED Item 73 [EOT-5040], Item 74 [EOT-5041], Item 75 [EOT-5070], Item 76 [EOT-5064], Item 77 [EOT-5066], Item 78 [EOT-5068], Item 79 [EOT-5144], Item 80 [EOT-5146], Item 81 [EOT-5147] and Item 82 [EOT-5088] subject to conditions - UNANIMOUS

MINUTES:

There was no discussion.

(1:28)

3-768

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on August 21, 2006 and the Rezoning (Z-0049-02) shall be void unless another Extension of Time is approved by the City Council.
2. Conformance to all applicable conditions of approval for Rezoning Z-0049-02 and Site Development Plan Review SDR-1413.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

WATER FEATURE EXEMPTION

DIR-4784 - APPLICANT: RMI MANAGEMENT, LLC - OWNER: CAMBRIDGE CROSSING COMMUNITY ASSOCIATION - Request for a Water Feature Exemption TO ALLOW THE OPERATION OF ONE WATER FEATURE at the entrance of an existing single family development located adjacent to the west side of Soaring Gulls Drive at the intersection of Lockport Street (APN 138-09-495-003), Ward 4 (Brown). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

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RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN - APPROVED subject to conditions - UNANIMOUS

MINUTES:

The applicant was not present.

COUNCILMAN BROWN asked if staff had any concerns regarding this application. ROBERT GENZER, Director, Planning and Development Department, responded that the request is for a minor water feature at the entrance to a subdivision. The applicant had agreed to the condition requiring payment of fees.

(1:28 - 1:33)

3-782

CONDITIONS:

1. The applicant shall pay a fee to the City through the Planning and Development Department of \$3,230 to operate the water feature through December 31, 2004. For subsequent years in which Drought Watch or Drought Alert is declared, an annual fee of \$250.00 shall be paid.
2. This exemption does not apply in years which Drought Emergency is declared.
3. The applicant shall post a sign at the water feature to indicate they have received an exemption to allow its operation.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

WATER FEATURE EXEMPTION

DIR-5038 - APPLICANT: NORTHPOINTE APARTMENTS: - OWNER: MOOSA AND SHOHREH MALEKSALEHI - Request for a Water Feature Exemption TO ALLOW THE OPERATION OF ONE WATER FEATURE for an apartment development located at 3333 North Michael Way (APN 138-12-401-001), Ward 6 (Mack). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

BETTY MOSELEY, Property Manager, and DOUGLAS KOCH, Landscape Contractor, were present. MR. KOCH stated that the applicant is requesting to operate a fountain under the program where a certain quantity of turf is removed to balance the water use.

COUNCILMAN MACK indicated that the applicant is removing 15,000 square feet of turf and replacing it with desert landscaping, which will be cost-saving, not only for the applicant, but also for the community.

(1:29 - 1:31)

3-816

CONDITIONS:

1. This exemption shall only allow operation of the water feature through December 31, 2004. For subsequent years in which Drought Watch or Drought Alert is declared, an annual fee of \$250.00 shall be paid.
2. The applicant to submit a landscape plan showing drought tolerant landscaping being placed in the turf conversion area to the Planning and Development Department. The new landscaping on the plan shall be installed and inspected by the Planning and Development department prior to the operation of the water feature.
3. This exemption does not apply in years which Drought Emergency is declared.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

CONDITIONS - Continued:

4. The applicant shall post a sign at the water feature to indicate they have received an exemption to allow its operation.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

REVIEW OF CONDITION

ROC-5239 - APPLICANT: PARRISH WARD - OWNER: DAVID LEE PHILLIPS AND JACQUELINE S. PHILLIPS - Request for a Review of Condition Numbers 5, 6 and 7 of an approved Special Use Permit (SUP-4518) WHICH REQUIRED THE DEDICATION OF A 10-FOOT RADIUS ON THE SOUTHWEST CORNER OF GARCES AVENUE AND FOURTH STREET, THE LANDSCAPING AND MAINTENANCE OF ALL UNIMPROVED RIGHTS-OF-WAY ON GARCES AVENUE AND FOURTH STREET ADJACENT TO THE SITE AND THE SUBMITTAL OF AN ENCROACHMENT AGREEMENT FOR ALL LANDSCAPING AND PRIVATE IMPROVEMENTS LOCATED WITHIN THE GARCES AVENUE AND FOURTH STREET PUBLIC RIGHTS-OF-WAY ADJACENT TO THE SITE on 0.16 acres at 317 Garces Avenue (APN 139-34-310-052), C-2 (General Commercial) Zone, Ward 1 (Moncrief). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS

MINUTES:

The applicant, PARRISH WARD, was present.

BART ANDERSON, Public Works Department, explained that staff had recommended a condition to dedicate a right-of-way concurrent with the Special Use Permit, but when staff met with the applicant and the owner, they demonstrated that it would be a hardship. Since it is a Special Use Permit for an existing building and no modifications to the building are being proposed at this time, staff can accommodate a review of condition. However, staff is reserving the right to revisit this issue if the building is ever modified or for any future development. MAYOR GOODMAN verified with MR. WARD that he and MR. PHILLIPS are amenable to that condition.

(1:31 - 1:33)

3-879

CONDITIONS:

Planning and Development

1. Condition Numbers 5, 6 and 7 of Special Use Permit SUP-4518 are hereby deleted.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

CONDITIONS - Continued:

2. Conformance to all other conditions of approval of SUP-4518.

Public Works

3. Prior to issuance of any building permit for tenant improvements on this site, appropriate right-of-way dedications, street improvements, drainage plan/studies and traffic mitigation commitments may be required.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

REVIEW OF CONDITION

ROC-5057 - PUBLIC HEARING - APPLICANT: US HOME CORPORATION - OWNER: GMAC MODEL HOME FINANCE, INC. - Request for a Review of Condition Number 2 of an approved Site Development Plan Review (SDR-2026) which required five-foot side yard setbacks and 10-foot corner side setbacks in conjunction with a 97-lot single-family residential development on 28.56 acres adjacent to the east side of Torrey Pines Drive, between Azure Drive and Bullring Lane (APN 125-26-611-001 through 097), R-E (Residence Estates) Zone under Resolution of Intent to R-PD3 (Residential Planned Development - 3 Units per Acre), Ward 6 (Mack). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at City Council - Protest petition with 24 signatures

MOTION:

MACK - ABEYANCE to 10/20/2004 - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CHRIS ARMSTRONG, Carter & Burgess, appeared on behalf of the applicant and concurred with staff recommendations.

JENNIFER SORIA, 6370 West Azure Lane, read and submitted a statement signed by her and 24 other residents. They object to the applicant's request because it will negatively impact the values of their homes.

COUNCILMAN MACK commented this is the first time he heard of any opposition; therefore he asked that the item be held in abeyance for two weeks. He asked the applicant to meet with the neighbors to address those concerns.

MAYOR GOODMAN declared the Public Hearing closed.

(1:33 - 1:37)

3-1086

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

REVIEW OF CONDITION

ROC-5153 - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES OF NEVADA, INC. - OWNER: RON MICH'L AND CAROLYN MICH'L, ET AL - Request for a Review of Condition No. 5 of an approved Site Development Plan Review (SDR-3505) WHICH REQUIRED FIVE-FOOT SIDE YARD SETBACKS in conjunction with a 96-lot single-family residential development on 10.00 acres adjacent to the southeast corner of Deer Springs Way and Grand Montecito Parkway (APN 125-20-702-001), T-C (Town Center) Zone [MS-TC (Main Street Mixed-Use - Town Center) Land Use Designation], Ward 6 (Mack). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS with WOLFSON abstaining as he has represented RON and CAROLYN MICH'L in the past

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY BOB GRONAUER, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and concurred with staff recommendations and conditions.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:37 - 1:39)

3-1086

CONDITIONS:

Planning and Development

1. Condition Number 5 of Site Development Plan Review (SDR-3505) shall read:

"The setbacks for this development shall be a maximum of 5 feet or a minimum of 18 feet to the front of the garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 3.5 feet on the side, 5 feet on the corner side, and 10 feet in the rear."

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

CONDITIONS - Continued:

2. Conformance to all other Conditions of Approval for Site Development Plan Review (SDR-3505) and all other applicable site-related actions as required by the Planning and Development Department and the Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

REQUIRED TWO YEAR REVIEW

RQR-4910 - PUBLIC HEARING - APPLICANT/OWNER: STEVE A. PHILLIPS - Required Two Year Review of an approved Site Development Plan Review (SD-0026-02) FOR SITE IMPROVEMENTS IN CONJUNCTION WITH TEMPORARY SALES at 6651 West Charleston Boulevard (APN 163-02-104-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation], Ward 1 (Moncrief). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="2"/>

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Letters from Steve A. Phillips with attached support letters

MOTION:

MONCRIEF - APPROVED subject to conditions, deleting Conditions 1, 2 and 6, amending Condition 3 as read for the record as follows:

3. The landscaping will be installed in accordance with the revised site plan dated 10/4/2004.

And an added condition as read for the record:

• **No further reviews will be required.**

- UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

STEVE PHILLIPS concurred with staff conditions.

MARGO WHEELER, Deputy Director, Planning and Development Department, recommended that Conditions 1, 2 and 6 be deleted. In addition, since the poly coated chain link fencing was permitted and installed in accordance with the original site plan review, a condition was added that no further reviews will be required. She also amended Condition 3 to indicate that the landscaping will be installed in accordance with the revised site plan dated 10/4/2004. MR. PHILLIPS agreed with the deleted, added and amended conditions.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

MR. PHILLIPS thanked the City Council that the buck stops here and not with the Planning Commission.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:39 - 1:41)

3-1144

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire one year from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. Approval of and conformance to the Conditions of Approval for Site Development Plan Review (SD-0026-02).
3. A landscape plan shall be submitted to and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted a maximum of 20 feet on-center along all property lines and a minimum of four five gallon shrubs for each tree within provided planters. Planters shall be a minimum of 15 feet wide along public rights-of-way and 8 feet wide along the interior property lines.
4. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.
5. Parking lot lighting standards shall be no more than 30 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wall pack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
6. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW

SDR-4498 - PUBLIC HEARING - APPLICANT/OWNER: ADA ARGUETA - Request for a Site Development Plan Review FOR A PROPOSED OFFICE AND A WAIVER OF LANDSCAPE STANDARDS on 0.11 acres at 1709 Eastern Avenue (APN 162-01-310-199), P-R (Professional Office and Parking) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 8/26/2004 Planning Commission meeting Item 50

MOTION:

REESE - ABEYANCE to 10/20/2004 - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

Since the applicant was not present, COUNCILMAN REESE requested that the item be held in abeyance for two weeks.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:41 - 1:42)

3-1240

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW

SDR-4823 - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request for a Site Development Plan Review FOR A PROPOSED CITY PARK on 13.00 acres adjacent to the west side of Cliff Shadows Parkway, approximately 660 feet south of Alexander Road (a portion of APN 137-12-101-008), C-V (Civic) Zone, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 8/26/2004 Planning Commission meeting Item 11

MOTION:

BROWN - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

STEVE HOUCHENS, Deputy City Manager, stated that this is the first step for the right-of-way for 13 acres.

BART ANDERSON, Public Works Department, commented that the item is in order.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:42 - 1:43)

3-1264

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, date stamped August 11, 2004, except as amended by conditions herein.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

CONDITIONS - Continued:

3. The proposed trail through the site shall be constructed as an equestrian trail.
4. Conformance to all applicable Conditions of approval for Rezoning ZON-2603.
5. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.

Public Works

6. Construct half-street improvements including appropriate overpaving, if legally able on Cliff Shadows Parkway and Alexander Road adjacent to this site concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
7. An update to the Lone Mountain West Master Traffic Impact Analysis or other information acceptable to the Traffic Engineering Division must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits or the submittal of any construction drawings.
8. A Drainage Plan and Technical Drainage Study or other information acceptable to the Flood Control Section must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits or the submittal of any construction drawings, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW

SDR-4827 - PUBLIC HEARING - APPLICANT: THE RANDALL COMPANY - OWNER: FORT APACHE/CHEYENNE HOLDINGS, LLC - Request for a Site Development Plan Review FOR A 18,720 SQUARE FOOT OFFICE DEVELOPMENT AND FOR A WAIVER OF FOUNDATION LANDSCAPING OF THE COMMERCIAL DEVELOPMENT STANDARDS on 1.75 acres adjacent to the west side of Fort Apache Road approximately 430 feet north of Cheyenne Avenue (APN 138-07-801-010), U (Undeveloped) Zone [O (Office) General Plan Designation] under Resolution of Intent to O (Office), Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN - APPROVED subject to conditions - UNANIMOUS

NOTE: COUNCILMAN MACK disclosed that this brother-in-law, ANDREW DONNER, owns a nearby Timbers Bar and Grill, but since he has not spoken to him about this item nor will it impact his business, he will vote on the item

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

SCOTT BROWN, JMA Architectural Studios, 10150 Covington Cross, appeared together with the applicant, STEVE RANDALL, The Randall Company. MR. BROWN indicated that the property is designed with smaller scale residential office buildings. There will be four office buildings under 5,000 square feet each on the two-acre site. The buildings will be stucco finished, natural stone veneer and heaped roofs with concrete rooftops. A neighborhood meeting was held where residents expressed concern about the covered parking that might be seen from their backyards. The applicant agreed to draw a side section through the property and add one course of block wall. MR. BROWN pointed out that the landscaping has been upgraded with palm trees on the two entries and an intense landscape buffer has been added for the residential neighbors to the north and west sides. In addition, there will be an outdoor area with a tree canopy. MR. BROWN agreed with all staff recommendations.

MAYOR GOODMAN asked the applicant to inspect the palm trees to ensure that they are not carrying

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

rats, particularly those being brought in from California.

COUNCILMAN BROWN thanked the applicant for working with the neighbors.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:43 - 1:47)

3-1309

CONDITIONS:

Planning and Development

1. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan, landscape plan and building elevations, date stamped August 27, 2004, except as amended by conditions herein.
4. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect parking lot landscape finger islands and the provision of the minimum required 24-inch box trees with four 5-gallon and four 1-gallon shrubs within the fingers.
5. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems will be cause for revocation of a business license.]
6. All mechanical equipment, air conditioners and trash areas shall be fully screened from the view of abutting streets.
7. Parking lot lighting standards shall be no more than 30 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building, including the bank teller and ATM drive-through. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
8. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
9. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

CONDITIONS - Continued:

10. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

11. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the south boundary of this site prior to construction of hard surfacing (asphalt or concrete).

12. Driveways shall be designed, located and constructed with 25 feet ingress and egress radii in accordance with Standard Drawing #222A.

13. Site development to comply with all applicable conditions of approval for ZON-2576 and all other subsequent site-related actions.

Neighborhood Services

14. The applicant will obtain the permission of the owner of parcel #138-07-816-007 to raise the existing block wall one course of brick. The applicant will submit to the city an engineers report on the wall prior to construction. With City approval the applicant will raise the wall one course of bricks.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW

SDR-4841 - PUBLIC HEARING - APPLICANT: FURNITURE MART LAND HOLDINGS II, LLC - OWNER: WMCI ASSOCIATES, LLC - Request for a Site Development Plan Review FOR A 345,670 SQUARE FOOT TEMPORARY EXHIBIT SPACE on 30.2 acres at 495 South Grand Central Parkway (APN 139-33-610-004, 139-33-511-003 and 004), PD (Planned Development) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions and amended as read for the record as follows:

1. This Site Development Plan Review shall expire one year from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
5. Approval of this site plan is for 5 years, with a Required Review at one year from the Final Action of this Site Development Plan Review. The City Council reserves the right to revoke the 5 year approval at the one year period if conditions in the area change such that the temporary structures become incompatible with surrounding development.

- UNANIMOUS with BROWN not voting

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ROBERT HOLGATE, Related Group, World Market Center, 495 South Grand Central Parkway, appeared on behalf of the applicant.

MAYOR GOODMAN was concerned about the length of time the tent will remain. The City has entered into discussions with the Related Company regarding the development of the 61 acres, which is adjacent to the furniture mart property. Based on the City's review of the Related Company, development would begin in less than two years. He asked that a one or two-year limitation be imposed with a review in one year. If it should impede the development of the 61 acres, then the tent would have to be removed. MR. HOLGATE replied that the first year would set a precedent of what they will do.

MARGO WHEELER, Deputy Director, Planning and Development Department, suggested that Condition 1 be amended to state that the Site Development Plan review will expire one year from the

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

date of final approval if it is not exercised. She further suggested amending Condition 5 to one year on the required review instead of two years and revoke the five-year approval at the one-year period. MR. BROWN concurred with the amended conditions.

TOM MCGOWAN, Las Vegas resident, verified with MAYOR GOODMAN that this is not an existing structure, but a temporary structure. The first phase will be completed by July of 2005.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:47 - 1:51)

3-1461

CONDITIONS:**Planning and Development**

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All City Code requirements and design standards of all City departments must be satisfied.
3. All development shall be in conformance with the site plan and building elevations date stamped 08/03/04, except as amended by conditions herein.
4. Site development to comply with all applicable conditions of approval for Z-0100-97(3) and all other subsequent site-related actions.
5. Approval of this site plan is for 5 years, with a Required Review at two years from the Final Action of this Site Development Plan Review. The City Council reserves the right to revoke the 5 year approval at the two year period if conditions in the area change such that the temporary structures become incompatible with surrounding development.
6. A landscaping plan must be submitted prior to the time application is made for a building permit, to reflect a minimum of 204 24-inch box trees planted a maximum of 20 feet on-center and a minimum of four five gallon shrubs for each tree within provided planters.
7. The landscape plan submitted prior to application is made for a building permit will show that no landscaped area will be turf.
8. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.
9. All mechanical equipment, air conditioners and trash areas shall be fully screened (via structural components and landscaping) in views from the abutting streets and highways.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

10. Parking lot lighting standards shall be no more than 30 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building.

11. A Master Sign Plan shall be submitted for approval of the Planning Commission prior to the issuance of a Certificate of Occupancy for any building on the site.

12. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.

13. A revised traffic study shall be submitted prior to application being made for a building permit for the temporary structures and parking.

Public Works

14. Dedicate those portions of Discovery Drive necessary for the required bus turn out and to align with the existing portion of Discovery Drive west of this site concurrent with onsite development of this site.

15. Construct full-width improvements on Discovery Drive (aka World Drive) through this site concurrent with development of any portion of the project that abuts Discovery Drive. Also, concurrent with development, remove all substandard improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City standards.

16. All temporary trailers shall be connected to the City of Las Vegas public sewer system.

17. Meet with the Traffic Engineering Representative in Land Development to determine the placement of proposed driveway access acceptable to the City Traffic Engineer prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.

18. The traffic study (including parking analysis) shall be completed and approved prior to the start of phase II.

19. A Drainage Plan and Technical Drainage Study for the parcel must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW

SDR-4908 - PUBLIC HEARING - APPLICANT/OWNER: NNN OAKLEY BUILDING 2003, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review and Waivers for perimeter and parking lot landscaping standards and for side and rear building setbacks FOR A PROPOSED 112,900 SQUARE-FOOT PARKING STRUCTURE on 2.95 acres at 4750 West Oakley Boulevard (APN 162-06-201-004), C-1 (Limited Commercial) and R-3 (Medium Density Residential) Zones, Ward 1 (Moncrief). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS with MACK not voting

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

DARRYL GOODMAN, NNN Oakey, 7201 West Lake Mead Boulevard, appeared on behalf of the applicant and stated that the parking structure would be built for future tenants of the existing IRS building.

MAYOR GOODMAN disclosed that he has no relationship with the applicant's representative.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:51 - 1:53)

3-1600

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, except as

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

amended by conditions herein.

3. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted a maximum of 20 feet on-center and a minimum of four five gallon shrubs for each tree within provided planters.
4. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
5. A landscaping plan must be submitted prior to or at the same time application is made for a building permit. A waiver to the perimeter and parking lot landscaping standards of the Code is approved as shown on the site development plan.
6. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
7. Parking lot lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
8. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
9. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
10. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
11. All City Code requirements and design standards of all City departments must be satisfied.
12. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
13. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein, including the provision of suitable elevations and/or a detailed materials/color board depicting the materials and colors of the structure's exterior. The site plan shall be revised to indicate the number of handicap spaces to be provided.
14. Prior to the issuance of building permits, a revised landscape plan must be submitted to and approved by the Department of Planning and Development showing a maximum of 12.5% of the total

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

landscaped area as turf.

Public Works

15. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.

16. All existing and proposed driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.

17. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

18. Site development to comply with all applicable conditions of approval for Z-0058-85 and all other site-related actions.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

VACATION

VAC-4071 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: WRG DESIGN, INC. - OWNER: PALM MORTUARY, INC. - Petition to Vacate Deer Springs Way between Jones Boulevard and Maverick Street; and Maverick Street between Deer Springs Way and Rome Boulevard, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="4"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK - ABEYANCE to 10/20/2004 - UNANIMOUS with GOODMAN abstaining because DAVID CHESNOFF, with whom he has a professional association, might be affected by this action

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MAYOR PRO TEM REESE verified that COUNCILMAN MACK asked that this item be held to the 10/20/2004 City Council meeting.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:04 - 1:09)

3-140

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

VACATION

VAC-4571 - PUBLIC HEARING - APPLICANT: CDPCN - OWNER: CITY OF LAS VEGAS HOUSING AUTHORITY - Request for a Petition of Vacation to vacate a public drainage easement generally located north of Monroe Avenue, east of "J" Street, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

SHARON BULLOCK, 2009 Alta Drive, appeared on behalf of the owner and concurred with staff recommendations.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:53 - 1:53)

3-1670

CONDITIONS:

1. Prior to the recordation of an Order of Vacation all public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation.
2. All development shall be in conformance with code requirements and design standards of all City departments.
3. The Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, conditions that require modifications to public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way being vacated must be retained.

4. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VACATION

VAC-4862 - PUBLIC HEARING - APPLICANT/OWNER: DAVID B. BARKER AND STEPHANIE ANN BARKER - Petition to Vacate a 25-foot wide public drainage easement at 1940 and 1941 Ski Slope Circle, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF - Approved subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

DAVE and STEPHANIE BARKER, 1941 Ski Slope Circle, were present. MR. BARKER stated that the parcel has been at the back of his home since 1988. It was originally retained by the City of Las Vegas as a drainage easement, but is no longer necessary. He has worked with staff to improve the property, which will be incorporated into his backyard.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:07 - 1:08)

3-89

CONDITIONS:

1. This Petition of Vacation shall be revised to include the entire legal drainage easement adjacent to Assessor's Parcel Numbers 163-04-702-008 and 009.
2. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, prior to the recordation of an Order of Vacation.
3. All development shall be in conformance with code requirements and design standards of all City Departments.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

4. The Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, conditions that require modifications to public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.
5. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.
6. Provide a plan acceptable to the City Engineer showing how the area proposed to be will be incorporated into the abutting properties prior to recordation of the Order of Vacation.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VACATION

VAC-4892 - PUBLIC HEARING - APPLICANT/OWNER: SOUTHWEST HOMES, LIMITED LIABILITY COMPANY - Petition to Vacate public streetlight, fire hydrant and other appurtenant easements generally located east of Campbell Road, north of Elkhorn Road, Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

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RECOMMENDATION:

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

The applicant was not present. COUNCILMAN MACK verified with BART ANDERSON, Public Works Department, that this application pertains to the realignment of a road in Town Center and they have no objection.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:53 - 1:54)

3-1707

CONDITIONS:

1. Prior to the recordation of an Order of Vacation all public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense, or such modifications shall be guaranteed by provision of sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas.
2. All development shall be in conformance with code requirements and design standards of all City Departments.
3. The Order of Vacation shall not be recorded until all of the conditions of approval have been met

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

provided, however, conditions that require modifications to public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.

4. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VACATION

VAC-4956 - PUBLIC HEARING - APPLICANT: NEVADA STATE BANK - OWNER: THE SIDNEY FAMILY TRUST - Request for a Petition of Vacation to vacate U. S. Government Patent Reservations generally located north of Cheyenne Avenue, west of Fort Apache Road, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Abeyance request by The May Group
5. Submitted after final agenda - The May Group letter requesting approval or abeyance

MOTION:

BROWN - APPROVED subject to conditions - UNANIMOUS

NOTE: COUNCILMAN MACK disclosed that this brother-in-law, ANDREW DONNER, owns a nearby Timbers Bar and Grill, but since he has not spoken to him about this item nor will it impact his business, he will vote on the item.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

The applicant was not present. COUNCILMAN BROWN indicated he received a letter from the applicant apologizing that he was unable to attend the meeting but agreeing to staff conditions. The letter was not submitted for the record.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:54 - 1:56)

3-1739

CONDITIONS:

1. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Relinquishment of Interest for this application. Appropriate drainage easements shall be reserved if recommended by the approved

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

Drainage Plan/Study. The Drainage Study required for zoning action ZON 4043 may be used to satisfy this requirement, provided that the area requested for vacation is addressed within the study.

2. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Relinquishment of Interest.
3. The Order of Relinquishment of Interest shall not be recorded until all of the conditions of approval have been met provided, however, that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.
4. If the Order of Relinquishment of Interest is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VARIANCE

VAR-4925 - PUBLIC HEARING - APPLICANT/OWNER: SHARON JAMERSON - Request for a Variance TO ALLOW A SIDE YARD SETBACK OF FOUR FEET WHERE FIVE FEET IS THE MINIMUM REQUIRED AND A VARIANCE TO ALLOW A NINE-FOOT SEPARATION BETWEEN DWELLINGS WHERE 10 FEET IS THE MINIMUM REQUIRED IN CONJUNCTION WITH AN EXISTING SINGLE-FAMILY RESIDENCE on 0.12 acres at 880 Balzar Avenue (APN 139-21-510-273), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

1

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 99 [VAR-4925] and Item 100 [VAR-4926].

SHARON JAMERSON, 3517 North Ernest Street, North Las Vegas, stated she develops affordable housing. An abutting property owner complained that the applicant was taking his property. She hired a surveyor to verify the property line, who found that the property was within five inches from the property line. The Planning Commission granted the variances for both properties in lieu of having the home torn down.

COUNCILMAN WEEKLY asked MARGO WHEELER, Deputy Director, Planning and Development Department, to explain staff's recommendation for denial and why during his briefing they had recommended approval. MS. WHEELER explained that based upon State Law and City Statute, there is nothing physically different about this law that requires a different setback. The applicant moved forward with construction without a survey as per the standard process for developing existing lots. A survey is not required to obtain a building permit. Once the plans are submitted, construction may begin and only if there is a question is the survey required. In this case one was required. It was determined that the setbacks are not pursuant to code and the remedy is the Variance application. In this case there is no property being taken from an adjacent property or a fire hazard created. This construction is within

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

MINUTES - Continued:

the property owned by the applicant and the setbacks, while slightly less than what is required by code, meet all Building and Safety requirements. Therefore, this Variance may be legally approved by the City Council at this time.

COUNCILMAN WEEKLY was not pleased with the short distance between the two properties, but noted that currently homes are being built throughout very close to each other.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed on Item 99 [VAR-4925] and Item 100 [VAR-4926].

NOTE: All discussion for Item 99 [VAR-4925] and Item 100 [VAR-4926] was held under Item 100 [VAR-4926].

(1:56 - 2:01)

3-1790

CONDITIONS:

Planning and Development

1. This Variance shall expire one year from the date of final approval, unless it is exercised or and Extension of Time is granted by the City Council

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VARIANCE

VAR-4926 - PUBLIC HEARING - APPLICANT/OWNER: OTIS AND SHARON JAMERSON - Request for a Variance TO ALLOW A SIDE YARD SETBACK OF FOUR FEET WHERE FIVE FEET IS THE MINIMUM REQUIRED IN CONJUNCTION WITH AN EXISTING SINGLE-FAMILY RESIDENCE on 0.12 acres at 886 Balzar Avenue (APN 139-21-510-274), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

1

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 99 [VAR-4923] for all related discussion.

(1:56 - 2:01)

3-1790

CONDITIONS:

Planning and Development

1. This Variance shall expire one year from the date of final approval, unless it is exercised or and Extension of Time is granted by the City Council

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

VARIANCE

VAR-5039 - PUBLIC HEARING - APPLICANT: URBAN ESTATES - OWNER: FRANK HAWKINS JR. - Request for a Variance TO ALLOW AN R-PD (RESIDENTIAL PLANNED DEVELOPMENT) ZONING DISTRICT ON 4.5 ACRES WHERE 5.00 ACRES IS THE MINIMUM REQUIRED AT 711 N. Tonopah Drive (APN 139-29-704-017), R-1 (Single Family Residential) Zone under Resolution of Intent to R-3 (Medium Density Residential) Zone, Proposed: R-PD13 (Residential Planned Development - 13 Units per Acre) Zone, Ward 5 (Weekly). The Planning Commission (4-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 101 [VAR-5039], Item 102 [ZON-4923] and Item 103 [SDR-4924].

SHARON BULLOCK, 2009 Alta Drive, appeared on behalf of the applicant and indicated that they will follow staff recommendation by adding two stories instead of making the entire development all three stories. At the end of each row there will be a two-story home. The lot sizes will be expanded in order to facilitate the changes made to the exterior without affecting the open space requirement. MS. BULLOCK presented plans depicting the two-story model with a balcony and patio and a side entrance facing the entryway. The three-story plan will have the exterior slightly above the first floor making it aesthetically pleasing. This plan will have balconies on both the second and third floors. She concurred with all staff's recommendations.

TOM MCGOWAN, Las Vegas resident, asked how many units would be categorized as affordable housing. MS. BULLOCK replied that this project is not classified as an affordable housing project.

COUNCILMAN WEEKLY noted he met with the applicant and thanked MS. BULLOCK for addressing his concerns and making the project aesthetically pleasing. He commented that many developers are proposing the new urban design three-story development concept.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

MARGO WHEELER, Deputy Director, Planning and Development Department, read into the record an amendment to Condition 3 for Item 103 [SDR-4924] stating that the development shall be in conformance with the site plan and building elevations, including the two-story product, as presented at the October 6, 2004 City Council meeting, except as amended by conditions herein. She added that staff would require a copy of the plans, as they were not provided for their file. MS. BULLOCK concurred with the amended condition.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed Item 101 [VAR-5039], Item 102 [ZON-4923] and Item 103 [SDR-4924].

NOTE: All discussion for Item 101 [VAR-5039], Item 102 [ZON-4923] and Item 103 [SDR-4924].

(2:01 - 2:06)

3-2019

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Rezoning (ZON-4923) and Site Development Plan Review [SDR-4924].
2. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

REZONING RELATED TO VAR-5039

ZON-4923 - PUBLIC HEARING - APPLICANT: URBAN ESTATES - OWNER: FRANK HAWKINS JR. - Request for a Rezoning FROM: R-1 (SINGLE-FAMILY RESIDENTIAL) UNDER RESOLUTION OF INTENT TO R-3 (MEDIUM DENSITY RESIDENTIAL) TO: R-PD13 (RESIDENTIAL PLANNED DEVELOPMENT - 13 UNITS PER ACRE) on 4.50 acres at 711 North Tonopah Drive (APN 139-29-704-017), Ward 5 (Weekly). The Planning Commission (4-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

The Planning Commission (4-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 101 [VAR-5039] for all related discussion.

(2:01 - 2:06)

3-2019

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.

2. A Variance application (VAR-5039) to allow R-PD development on a site smaller than five acres and a Site Development Plan Review application (SDR-4924) approved by the Planning Commission or City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

3. Construct half-street improvements including appropriate overpaving on Tonopah Drive adjacent to this site concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.

4. Coordinate with the Collection Systems Planning Section of Public Works to determine appropriate public sewer paths to service this site prior to the submittal of any sewer-related construction drawings.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

CONDITIONS - Continued:

Offsite public sewer improvements may be required to address capacity issues associated with this project.

5. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the boundaries of this site prior to construction of hard surfacing (asphalt or concrete).

6. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-5039 AND ZON-4923

SDR-4924 - PUBLIC HEARING - APPLICANT: URBAN ESTATES - OWNER: FRANK HAWKINS JR. - Request for a Site Development Plan Review FOR A PROPOSED 60-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 4.50 acres at 711 North Tonopah Drive (APN 139-29-704-017), R-1 (Single-Family Residential) Zone under Resolution of Intent to R-3 (Medium Density Residential) [PROPOSED: R-PD13 (Residential Planned Development - 13 Units per Acre)], Ward 5 (Weekly). The Planning Commission (4-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (4-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions and amending Condition 3 as read for the record as follows:

3. The development shall be in conformance with the site plan and building elevations to include a two-story product, as presented at the October 6, 2004 City Council meeting, except as amended by conditions herein.

- UNANIMOUS

MINUTES:

NOTE: See Item 101 [VAR-5039] for all related discussion.

(2:01 - 2:06)

3-2019

CONDITIONS:

Planning and Development

1. A Rezoning [ZON-4923] to an R-PD13 (Residential Planned Development - 13 Units per Acre) Zoning District and a Variance (VAR-5039) approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan and building elevations dated 06/04/04, except as amended by conditions herein.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

4. The applicant shall work with staff to redesign the side elevations of the proposed homes to improve the articulation and appearance of the project, so that visual interest and variety is apparent.
5. The standards for this development shall include the following: minimum distance between buildings of 6 feet, and building height shall not exceed three stories or 35 feet, whichever is less.
6. The setbacks for this development shall be a minimum of 3 feet on any property line.
7. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted a maximum of 20 feet on-center and a minimum of four five gallon shrubs for each tree within provided planters along Tonopah Drive.
8. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
9. Air conditioning units shall not be mounted on rooftops.
10. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
11. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
12. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
13. All City Code requirements and design standards of all City departments must be satisfied.
14. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
15. All development shall be in conformance with the site plan and building elevations, date stamped 07/27/04, except as amended by conditions herein.

Public Works

16. A Homeowners Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
17. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.
18. Site development to comply with all applicable conditions of approval for ZON-4923 and all other

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

subsequent site-related actions.

19. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first. No deviations from adopted City Standards shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REQUIRED TWO YEAR REVIEW

RQR-4661 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: Z & Z INVESTMENT COMPANY - Appeal filed by the Applicant from the Denial by the Planning Commission of a Required Two Year Review of an approved Special Use Permit (U-0018-95) WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2350 North Rainbow Boulevard (APN 138-23-110-001), C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Lamar Advertising Company

MOTION:

BROWN - APPROVED subject to conditions - UNANIMOUS with MACK disclosing that his business, Mack Consulting, has negotiated on behalf of his client, Treasures, and expects to do so in the near future. Because he has ended his contract between Mack Consulting, Treasures and Lamar, he would be able to vote, but in the abundance of caution, he would abstain from voting

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

SCOTT NAFTZGER, Lamar Advertising, 1863 Helm Drive, disagreed with staff's recommendation. The sign has been in existence for 10 years and has been well kept and maintained in accordance with the original conditions of approval.

TOM MCGOWAN, Las Vegas citizen, reminded the Council that they have to review and determine if the sign should remain. He asked that they follow staff's recommendation for denial.

MAYOR GOODMAN declared the Public Hearing closed.

(2:06 - 2:08)

3-2236

CONDITIONS:

Planning and Development

1. This Special Use Permit shall be reviewed in two (2) years at which time the City Council may

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.

2. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.

3. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the off-premise sign.

4. Only one advertising sign is permitted per sign face.

5. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 of the Las Vegas Municipal Code including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.

6. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REQUIRED TWO YEAR REVIEW

RQR-4664 - PUBLIC HEARING - APPLICANT: CLEAR CHANNEL OUTDOOR - OWNER: NEVADA COMMERCE BANK - Required Two Year Review of an approved Special Use Permit (U-0023-95) WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3200 Valley View Boulevard (APN 162-08-410-018), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF - APPROVED subject to conditions - **UNANIMOUS** with MACK disclosing that his business, Mack Consulting, has negotiated on behalf of his client, Treasures, and expects to do so in the near future. Even, though he has ended his contract between Mack Consulting, Treasures and Clear Channel Outdoor, he would be able to vote, but in the abundance of caution, he would abstain from voting

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RON CARTER, Clear Channel Outdoor, 2880 Meade Avenue, concurred with staff's recommendations.

TOM McGOWAN, Las Vegas citizen, noted that the applicant is a contractual affiliate of the Las Vegas Centennial Celebration Committee, whose Chairman and President is MAYOR GOODMAN. DEPUTY CITY ATTORNEY BRYAN SCOTT clarified that the Mayor is serving on the committee as part of his duties as Mayor of the City of Las Vegas and he would not need to abstain from voting on this item.

COUNCILMAN REESE informed MR. CARTER that a billboard on Eastern Avenue and the freeway needs to be repainted to remove the graffiti. MR. CARTER indicated that he would take care of it immediately.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.
(2:08 - 2:10)

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

3-2338

CONDITIONS:

Planning and Development

1. The Special Use Permit shall be reviewed in two (2) years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
2. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
3. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the off-premise sign.
4. Only one advertising sign is permitted per sign face.
5. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 of the Las Vegas Municipal Code including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.
6. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REQUIRED ONE YEAR REVIEW

RQR-4669 - PUBLIC HEARING - APPLICANT: DENNIS HANCOCK - OWNER: ZYGMUNT AMARETTI - Required One Year Review of an approved Special Use Permit (SUP-2203) WHICH ALLOWED AN AUTO REPAIR GARAGE, MAJOR AND WAIVERS TO ALLOW MAJOR REPAIR AND SERVICE WORK OUTSIDE OF A ENCLOSED BUILDING, TO ALLOW OUTDOOR HOISTS, AND TO NOT SCREEN DISABLED OR WRECKED VEHICLES FROM SURROUNDING PROPERTIES AND ADJOINING STREETS at 2101 Fremont Street (APN 139-35-804-004), C-2 (General Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

1

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

1

City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE- ABEYANCE to 10/20/2004 - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

The applicant was not present.

COUNCILMAN REESE requested that the item be held in abeyance, as he is concerned about the existing business.

JOSE TORRES, Grace Management, appeared on behalf of the property owners directly east of the site who object to this request. He stated that this business is causing a nuisance to their tenants. There is a constant sound of drill compressors, hammering of vehicles, and dismantling of auto parts. Some tenants are asking to be moved to other units, or they simply move away. This business not only impacts the quality of life of the tenants but also their operation. MR. TORRES added that the business is an eyesore with the wide gates that are kept open. There are eight garage doors with most of them closed, but still work is not being done indoors. He asked that the review not be extended.

MAYOR GOODMAN indicated that MR. TORRES' comments would be taken into consideration when this item will be heard in two weeks.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

MINUTES - Continued:

TOM McGOWAN, Las Vegas resident, stated there is no reason why this property should not be shielded from offensive view or noise. The area of Eastern Avenue and Charleston Boulevard needs enhanced aesthetic businesses. If the City Council intends to improve this area, these businesses need to be shielded from residential.

MAYOR GOODMAN declared the Public Hearing closed.

(2:10 - 2:17)

4-2432

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REQUIRED TWO-YEAR REVIEW - SPECIAL USE PERMIT

RQR-5009 - - PUBLIC HEARING - APPLICANT/OWNER: DECATUR SHOPPING CENTER ASSOCIATES - Required Two-Year Review of an approved Special Use Permit (U-0086-02) FOR A BANQUET FACILITY at 1401 North Decatur Boulevard, Suite 13 (APN 138-25-503-007), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS

NOTE: COUNCILMAN MACK disclosed that his brother, STEVEN MACK, owns property on the edge of the notification area. He has not discussed this issue with him and therefore will vote on the item.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

The applicant was not present and no one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(2:17 - 2:18)

3-2748

CONDITIONS:

Planning and Development

1. Conformance to the Conditions of Approval for Special Use Permit U-0086-02.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4728 - PUBLIC HEARING - APPLICANT: NEWPORT LOFTS - OWNER: SEEGMILLER PARTNERS, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT on 0.48 acres at 821, 827, and 829 South Casino Center Boulevard and 205 Hoover Avenue (APN 139-34-410-062, 063, 064, and 065), C-2 (General Commercial) Zone and R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 9/9/2004 Planning Commission meeting Item 25

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CLARK SEEGMILLER, Principal for Seegmiller, LLC, stated he has lived in Las Vegas since 1989 and works downtown. He expressed excitement about the proposed 165 unit, 23-story building. There will be a pool and workout area. The top of the building is approximately 335 feet high with a dramatic view of the downtown area. The building will have six levels of parking with 195 parking stalls, which might increase to 198. A subterranean parking had been proposed, but it is not possible due to sewer and flooding issues. MR. SEEGMILLER pointed out that this is a joint venture with Cherry Development. MAYOR GOODMAN stated this project will be a phenomenal addition to downtown.

TOM McGOWAN, Las Vegas resident, clarified with MR. SEEGMILLER that the construction of the project has not begun. What currently exists on the site is the staging area for the Soho Lofts project. He also stated that these units are not designated as affordable housing but are market driven.

DOROTHY BARNES, Campaigne Place, 8th Street and Stewart Avenue, hopes that the proposed project will not have discrimination she is facing where she currently resides.

COUNCILWOMAN MONCRIEF was pleased with the project that will fulfill the City Council's vision

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

MINUTES - Continued:

for downtown. MR. SEEGMILLER indicated that construction will begin in the Spring of 2005.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(2:18 - 2:25)

3-2793

CONDITIONS:

Planning and Development

1. Conformance to all minimum requirements listed in Title 19.04.050 for a Mixed-Use development.
2. Approval of and conformance to the Conditions of Approval for Site Development Plan Review (SDR-4727).
3. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
4. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-4728

SDR-4727 - PUBLIC HEARING - APPLICANT: NEWPORT LOFTS - OWNER: SEEGMILLER PARTNERS, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review and a Waiver of Downtown Centennial Plan building setback standards FOR A PROPOSED MIXED-USE DEVELOPMENT CONSISTING OF A 22-STORY BUILDING OF 169 RESIDENTIAL UNITS AND 6,159 SQUARE FEET OF RETAIL on 0.48 acres at 821, 827, and 829 South Casino Center Boulevard and 205 Hoover Avenue (APN 139-34-410-062, 063, 064, and 065), C-2 (General Commercial) Zone and R-4 (High Density Residential) under Resolution of Intent to C-2 (General Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-0 vote) and staff recommend APPROVAL. (NOTE: Request is for 23 stories, 168 units)

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 9/9/2004 Planning Commission meeting Item 26

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS with BROWN not voting

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CLARK SEEGMILLER, Principal for Seegmiller, LLC, indicated for COUNCILMAN MACK that the minimum price for these units is less than \$300,000.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.
(2:25-2:27)

CONDITIONS:

Planning and Development

1. A Special Use Permit (SUP-4728) to allow Mixed-Use development approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

3. All development shall be in conformance with the revised site plan and building elevations, date stamped 08/24/04, except as amended by conditions herein.
4. The Waiver from the Downtown Centennial Plan building stepback requirement is hereby approved, based on the proposed façade articulation and general level of detail of the elevations.
5. The parking level elevations of the building shall be revised and approved by Planning and Development Department staff prior to the time application is made for a building permit, with additional architectural features to enhance façade articulation.
6. The streetscape treatment shall be reviewed and approved by the Planning and Development Department staff for conformance with the Downtown Centennial Plan prior to the time application is made for a building permit. Landscaping and a permanent underground sprinkler system for the landscape materials shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.
7. The applicant shall be required to provide and install standard Fourth Street style fixtures in place of existing fixtures. Exact specifications, shop drawings, and standard suppliers can be obtained from the City of Las Vegas Engineering Design Superintendent, Department of Public Works, 229-6272.
8. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
9. All mechanical equipment shall be fully screened from street level and surrounding building views.
10. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
11. Any new utility or power service line provided to the parcel shall be placed underground from the property line to the point of on-site connection or on-site service panel location.
12. Utilities and power service lines in alleys shall be located underground in accordance with Subsection DS2.1.f. of the Downtown Centennial Plan. In addition, the surfacing of the alley shall conform to the Alleyway Treatment, as described in Subsection DS2.1.g, and as depicted in Graphic 4 of the Downtown Centennial Plan.
13. Signage for the development shall be permitted in conformance with the requirements of Title 19.14.
14. All City Code requirements and design standards of all City departments must be satisfied.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

Public Works

15. Coordinate with the City Surveyor to determine whether a Reversionary Map or other map is necessary; if such a map is required, it should record prior to the issuance of any permits for this site.
16. Dedicate a 10 foot radius on the northeast corner of Casino Center Boulevard and Hoover Avenue prior to the issuance of any permits.
17. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current Las Vegas Downtown Centennial Plan City Standards concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
18. Construct all incomplete half-street improvements on Hoover Avenue adjacent to this site concurrent with development of this site.
19. Landscape and maintain all unimproved rights-of-way on Casino Center Boulevard and Hoover Avenue adjacent to this site.
20. Meet with the Flood Control Section of the Department of Public Works for assistance with establishing finished floor elevations and drainage patterns for this site prior to the issuance of any building or grading permits, whichever may occur first. Provide and improve all drainageways as recommended.
21. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first. No deviations from adopted City Standards shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first.
22. Submit an Encroachment Agreement for all landscaping and private improvements, located within the Casino Center Boulevard and Hoover Avenue public rights-of-way adjacent to this site prior to occupancy of this site.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4592 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: MOUNTAIN VIEW ESTATES - OWNER: JOHN HERDA - Request for a Special Use Permit FOR A 40 FOOT HIGH, 10 FOOT X 40 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2744 Highland Drive (APN 162-09-202-001), M (Industrial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS with MACK disclosing that his client, Treasures, does business with this venture, and although he has not discussed this issue and does not believe it will have any impact, he will be abstaining from voting

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

DAVE BROWN, 4175 Cameron, appeared on behalf of the applicant and concurred with staff recommendations.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(2:27 - 2:28)

3-3261

CONDITIONS:

Planning and Development

1. The Special Use Permit shall be reviewed in five (5) years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
2. All of the supporting structure shall be repainted, as required by the Planning and Development

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

Department, within 30 days of final approval by City Council. Failure to perform the required painting may result in fines and/or removal of the off-premise advertising (billboard) sign.

3. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.

4. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the off-premise sign.

5. Only one advertising sign is permitted per sign face.

6. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 of the Las Vegas Municipal Code including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.

Public Works

7. The off premise advertising (billboard) sign shall not be located within public right-of-way, existing or proposed public sewer or drainage easements, or interfere with Site Visibility Restriction Zones.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4593 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: MOUNTAIN VIEW ESTATES - OWNER: S & K FAMILY TRUST - Request for a Special Use Permit FOR AN OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 1531 Western Avenue (APN 162-04-605-007), M (Industrial) Zone, Ward 1 (Moncrief). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

1

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE - Motion to STRIKE Item 71 [824 Shetland Road] and Item 111 [SUP-4593], TABLE Item 114 [SUP-4808] and to HOLD IN ABEYANCE Item 120 [SUP-4918] to 10/20/2004 - UNANIMOUS with GOODMAN abstaining on Item 114 [SUP-4808] as he has a business relationship with ATTORNEY JAY BROWN

MINUTES:

There was no discussion.

(1:04 - 1:07)

3-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4594 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: MOUNTAIN VIEW ESTATES - OWNER: SAITTA FAMILY TRUST - Appeal filed by the applicant from the Denial by the Planning Commission of a request for a Special Use Permit FOR A 40 FOOT HIGH, 10 FOOT X 40 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2100 South Decatur Boulevard (APN 162-06-301-006), C-2 (General Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (4-2 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (4-2 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Mountain View Estates

MOTION:

MONCRIEF - ABEYANCE to 10/20/2004 - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

DAVE BROWN, 4175 Cameron, appeared on behalf of the applicant and asked for a two-week abeyance so that he can meet with together with COUNCILWOMAN MONCRIEF and the owner.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(2:28 - 2:29)

3-3337

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4807 - PUBLIC HEARING - APPLICANT: ORION OUTDOOR MEDIA - OWNER: G G P IVANHOE II, INC. - Request for a Special Use Permit FOR A 51 FOOT HIGH, 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 4300 Meadows Lane (APN 139-31-510-016), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (5-1-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Nevada Department of Transportation letter with proposed conditions
5. Submitted at City Council - Protest petition with 12 properties
6. Back up referenced from the 8/26/2004 Planning Commission meeting Item 33

MOTION:

MONCRIEF - ABEYANCE to 11/03/2004 - UNANIMOUS with GOODMAN abstaining because he is a partner with ATTORNEY JAY BROWN on a piece of property on West Charleston

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open on Item 113 [SUP-4807] and Item 115 [SUP-4809].

ATTORNEY JAY BROWN appeared on behalf of his applicant and requested approval.

STEVEN MATULICH, 304 Estella Avenue, stated that the residents of this particular area have put up with numerous things, including the expansion of the freeway. They oppose the huge billboards that will be glaring into their backyards. He believed the objective was to beautify the highways not to install this monstrosity. These billboards will affect the quality of life for everyone that resides along this corridor.

JOHNNY VENTURA, 601 Raintree Lane, appeared in support because he believes that advertisements would bring business into the area.

FRANK BINGHAM, 412 Estella Avenue, read and submitted a statement for the record signed by himself and 12 other residents. They oppose billboards to be installed adjacent to the Meadows Mall because they do not belong at this location. The residents fear that what will be advertised cannot be controlled.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

COUNCILMAN WEEKLY verified with ATTORNEY BROWN that the requests meet the Residential Adjacency Standards. ATTORNEY BROWN noted he would like to reach an amicable solution with the neighbors and suggested the items be held in abeyance for 30 days. It will provide his client an opportunity to meet with the residents to discuss their concerns. COUNCILMAN WEEKLY was appreciative of the request because these billboards will affect his constituents as well. He suggested that the applicant provide renderings for the residents.

TOM McGOWAN, Las Vegas residents, stated that the billboards would affect patrons of the Meadows Mall; therefore, this is a city-wide issue. The content of the signs cannot be controlled.

COUNCILWOMAN MONCRIEF indicated she received a list of people who have concerns about the billboards; therefore, she granted the abeyance.

MAYOR PRO TEM REESE declared the Public Hearing closed on Item 113 [SUP-4807] and Item 115 [SUP-4809].

NOTE: All discussion for Item 113 [SUP-4807] and Item 115 [SUP-4809] was held under Item 113 [SUP-4807].

(2:29 - 2:37

3-3394

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐ CONSENT

☒ DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4808 - PUBLIC HEARING - APPLICANT: ORION OUTDOOR MEDIA - OWNER: G G P IVANHOE II, INC. - Request for a Special Use Permit FOR A 51 FOOT HIGH, 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 4300 Meadows Lane (APN 139-31-510-016), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (5-1-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Nevada Department of Transportation letter with proposed conditions
5. Submitted at City Council - Protest petition with 12 properties
6. Back up referenced from the 8/26/2004 Planning Commission meeting Item 34

MOTION:

REESE - Motion to STRIKE Item 71 [824 Shetland Road] and Item 111 [SUP-4593], TABLE Item 114 [SUP-4808] and to HOLD IN ABEYANCE Item 120 [SUP-4918] to 10/20/2004 - UNANIMOUS with GOODMAN abstaining on Item 114 [SUP-4808] as he has a business relationship with ATTORNEY JAY BROWN

MINUTES:

COUNCILMAN REESE verified with COUNCILWOMAN MONCRIEF that Item 114 [SUP-4808] would be tabled and Item 115 [SUP-4809] would be heard.

MAYOR GOODMAN disclosed that he would be abstaining from voting on Item 114 [SUP-4808], as he has a business relationship with ATTORNEY JAY BROWN.

(1:04 - 1:07)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4809 - PUBLIC HEARING - APPLICANT: ORION OUTDOOR MEDIA - OWNER: G G P IVANHOE II, INC. - Request for a Special Use Permit FOR A 40 FOOT HIGH, 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 4300 Meadows Lane (APN 139-31-510-016), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (5-1-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Nevada Department of Transportation letter with proposed conditions
5. Submitted after final agenda - Abeyance request by Singer & Brown
6. Submitted at City Council - Protest petition with 12 properties
7. Back up referenced from the 8/26/2004 Planning Commission meeting Item 35

MOTION:

MONCRIEF - ABEYANCE to 11/03/2004 - UNANIMOUS with GOODMAN abstaining because he is a partner with ATTORNEY JAY BROWN on a piece of property on West Charleston

MINUTES:

NOTE: See Item 113 [SUP-4807] for all discussion.

(2:29 - 2:37

3-3394

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4811 - PUBLIC HEARING - APPLICANT: LAS VEGAS BILLBOARDS - OWNER: MILTON SCHWARTZ REVOCABLE FAMILY TRUST, ET AL - Request for a Special Use Permit FOR A 40 FOOT HIGH, 12 FOOT X 24 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3311 Meade Avenue (APN 162-08-303-004), M (Industrial) Zone, Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS with WEEKLY not voting

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

Lucy Stewart, 856 East Sahara, appeared on behalf of the applicant and concurred with staff recommendations and respectfully requested approval.

COUNCILWOMAN MONCRIEF indicated that this is an industrial area and appropriate for a billboard.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(2:37 - 2:39)

4-138

CONDITIONS:

Planning and Development

1. The off-premise advertising sign (billboard) supporting structure shall have finish materials that complement the existing on-site building.
2. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

3. The Special Use Permit shall be reviewed in five (5) year at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
4. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.
5. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
6. Only one advertising sign is permitted per sign face.
7. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

8. The off premise advertising (billboard) sign shall not be located within public right-of-way, existing or proposed public sewer or drainage easements, or interfere with Site Visibility Restriction Zones.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4812 - PUBLIC HEARING - APPLICANT: LAS VEGAS BILLBOARDS - OWNER: MILTON SCHWARTZ REVOCABLE FAMILY TRUST, ET AL - Request for a Special Use Permit FOR A 40 FOOT HIGH, 12 FOOT X 24 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3542 Sirius Avenue (APN 162-08-303-027), M (Industrial) Zone, Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS with WEEKLY not voting

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

Lucy Stewart, 856 East Sahara Avenue, on behalf of the applicant, concurred with staff recommendations and respectfully requested approval.

COUNCILWOMAN MONCRIEF approved the item due to its industrial location.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(2:39 - 2:40)

4-178

CONDITIONS:

Planning and Development

1. The off-premise advertising sign (billboard) supporting structure shall have finish materials that complement the existing on-site building.
2. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

3. The Special Use Permit shall be reviewed in five (5) year at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
4. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.
5. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
6. Only one advertising sign is permitted per sign face.
7. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

8. The off premise advertising (billboard) sign shall not be located within public right-of-way, existing or proposed public sewer or drainage easements, or interfere with Site Visibility Restriction Zones.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4822 - PUBLIC HEARING - APPLICANT: ACOSTA ENTERPRISE DBA EL RINCON LATINO - OWNER: SAHARA WESTLAKE ASSOCIATES - Request for a Special Use Permit FOR A LIQUOR ESTABLISHMENT (ON-SALE/OFF-SALE/ ON-OFF-SALE) at 4505 West Sahara Avenue (APN 162-07-101-010), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

2

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 8/26/2004 Planning Commission meeting Item 38

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

LOUIE GARCIA appeared on behalf of the applicant and concurred with all conditions.

No one appeared in opposition.

NOTE: COUNCILWOMAN MONCRIEF directed staff to inquire how other municipalities control the proliferation of billboards. COUNCILMAN BROWN concurred with the Councilwoman and indicated that within the last three to six months there has been an increase of billboards concentrated in the City, in particular Ward 1. He suggested that an item be placed on the next agenda to clarify the existing policy or consider a temporary moratorium on new billboard locations.

DEPUTY ATTORNEY BRYAN SCOTT noted that in the interim he would meet with representatives from Clark County, other Municipalities and their legal counsel with regard to how they are handling the billboard issues. He is aware that a ban has been recently placed on new billboards, but he is unsure if it is a permanent ban or a moratorium. ROBERT GENZER, Director, Planning and Development Department, indicated they have drafted an amendment to the current Code, which the Planning Commission is currently reviewing for a 30-day period. It will actually expand the exemption area for billboards currently in place. He would provide a copy of the proposed amendment in lieu of putting an item on the agenda.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

DEPUTY CITY ATTORNEY SCOTT verified for COUNCILMAN BROWN that new applications received by Planning have to be accepted because no moratorium on billboards exists. As soon as he obtains the information from the other entities, he would provide it to the entire City Council.

MAYOR GOODMAN declared the Public Hearing closed.

(2:40 - 2:45)

4-209

CONDITIONS:

Planning and Development

1. Conformance to all Minimum Requirements under Title 19.04.050 for a Liquor Establishment (On-sale/Off-sale/On-Off sale) use.
2. This Special Use Permit shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
3. All City Code requirements and design standards of all City departments must be satisfied.
4. Approval of this Special Use Permit does not constitute approval of a liquor license.
5. The sale of individual containers of any size of beer, wine coolers or screw cap wine is prohibited. All such products shall remain in their original configurations as shipped by the manufacturer. Further, no repackaging of containers into groups smaller than the original shipping container size shall be permitted.
6. This business shall operate in conformance to Chapter 6.50 of the City of Las Vegas Municipal Code.
7. The Special Use Permit shall be limited to the off-sale of beer and wine only.
8. The area within the store where the beer and wine may be displayed shall be limited to 10% of the gross floor area.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4844 - PUBLIC HEARING - APPLICANT: JESUS IS THE ANSWER MINISTRIES - OWNER: TIM MEAD AND JULIE OVERMAN - Appeal filed by the Applicant from the Denial by the Planning Commission on a request for a Special Use Permit FOR A TRANSITIONAL LIVING GROUP HOME at 1060 Hart Avenue (APN 139-21-612-043), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Weekly). The Planning Commission (6-1 vote) recommends DENIAL. Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

14

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

2

City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-1 vote) recommends DENIAL. Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Jesus is the Answer Ministries with support letters and petition
5. Submitted after final agenda - Protest letters from Mrs. J.L. Harris
6. Submitted at City Council - Protest petition with 58 signatures

MOTION:

WEEKLY - ABEYANCE to 10/20/2004 - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

PASTOR RAYMOND EDMOND MACINTOSH apologized for previous interactions and stated his intentions for the ministry are genuine. He stated he has been operating homes in North Las Vegas for eight years and has not had any complaints. The home in Las Vegas is well-kept and has received support from his neighbors. He indicated that his program has been successful and rehabilitated many people. His ministry has been recognized on the Discovery Channel and articles have been written in magazines in California describing its success.

TOM McGOWAN voiced his respect for the ministry and commended the organization for their care of other people.

DEXTER GARY, Director of the home, elaborated on the amount of men they have helped. Their intent is to rebuild and reconstruct the community by reinstating these men into a productive lifestyle and society. He felt the home would be a wondrous benefit.

STEPHEN GAINS, Las Vegas resident, shared his experiences as a crack and heroin addict on Fremont

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

Street. He expressed appreciation for the program, as he has now turned his life around. He has become a productive citizen and felt that the focus should be on helping people in similar situations.

MINISTER RICKY ARMAN spoke in support of the project and indicated how his life changed with the help of the ministry. He commented on his efforts as a recovering addict and credited the home for his success. He said they work hard to be a light in the community and gave examples of how they contribute to enhance the community.

RODNEY RANDOLPH, Las Vegas resident, shared his troubled life experiences on Fremont Street and spoke of his efforts to be a part of a program that would accept him without any form of identification. He said he was raised by church-going parents and has been very fortunate to be associated with this group.

RICHARD GREY shared his life-changing experiences because of the ministry and strongly encouraged the Council to grant approval. CHRISTOPHER DOUGAN also briefly described his lifestyle before his involvement with the ministry and outlined how it helped make a tremendous change.

HERBERT BERN, 1060 Hart Avenue, pointed out that REVEREND MACINTOSH'S intent is to enhance the quality of human conditions. STEVEN RICKS stated he has been in the program for seven months and supports the ministry.

SUSAN MACKER, 2128 Running River Road, Executive Director, Habitat for Humanities, indicated that they have been building single-family homes in this particular neighborhood over the last several years. They receive public and private funds to build these homes and use voluntary labor to complete the homes for these families. Even though there is a need for transitional homes, she felt that this neighborhood is not appropriate. Vegas Heights is extremely inundated with churches. Habitat for Humanities wants to continue their work by building affordable single-family homes. She submitted a petition signed by homeowners and volunteers.

DOROTHY BARNES, Las Vegas resident, supported the ministry. JOHNNY VENTURA, 601 Rain Tree Lane, spoke in support simply because the people are helping others.

STEVEN "CAPTAIN TRUTH" DEMPSY appeared in support. Knowing that people care enough to help others should be reason enough for approval. HENRY JACKSON, Minister, testified to the assistance provided to all the men. There have been no problems since they have occupied the home. Men's lives have completely changed for the better. A miracle is taking place, especially with the circumstances that surround this neighborhood.

GINA FOUNTAIN, Administrator, Jesus is the Answer, stated she has been in the ministry since 1998. She was born and raised in Las Vegas and is aware of the over-saturation of churches in West Las Vegas. She stressed the importance of enhancing the quality of life of these men, which is necessary to maintain the area and encourage development.

CAROL LeDUC, 7575 Rome Boulevard, was confused as to why someone who performs good work

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

should not be approved. This work is needed, and they should be given a helping hand.

JESSE BUSH, 1137 Hassle Avenue, spoke in opposition of the ministry because he felt Hart Street should be improved first. Someone getting out of prison cannot be put into an environment infested with drugs. The community should be built up instead of being saturating with needy individuals. He indicated that EOB and Habitat for Humanities are building new homes. The community should be built, instead of contributing to the existing problem.

WILLIAM McCURDY, 1117 Hart Avenue, does not oppose the work of the ministry but is concerned about the community not being aware of where these men are from or what past offenses they may have committed. He suggested that this home should be close to the Reverend's church, where he and his staff can personally supervise the men. MR. McCURDY stated for the record that he took time off from his place of employment at the Las Vegas Housing Authority to come and protest this matter.

COUNCILMAN WEEKLY expressed his utmost respect for their efforts in assisting these individuals. He acknowledged the people in support of the ministry but indicated that he received many calls in opposition. He expressed concerns about this organization and asked to meet with the applicant, MS. FOUNTAIN and the neighbors to discuss what makes this home different from other transitional homes that have been denied in the past. He appreciated those who appeared who shared their personal stories and recognized the impact he felt about their success.

MAYOR GOODMAN expressed the desire of attending the meeting with COUNCILMAN WEEKLY. He asked that the Reverend bring some of the men who gave testimony to elaborate on their experiences and difficulties they had on Fremont Street.

COUNCILMAN WEEKLY commented that the last ministry application was not a good experience, leaving many people upset and friendships broken. The outcome will be based on the best interest of the community and the integrity of the neighborhood.

MAYOR GOODMAN declared the Public Hearing closed.

(2:45 - 3:15)

4-358

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4918 - PUBLIC HEARING - APPLICANT/OWNER: COKE MAGGIE, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A PRIVATE STREET on property adjacent to the southwest corner of Coke Street and Horse Drive (APN 125-09-702-001 and 002), U (Undeveloped) Zone [RNP (Rural Neighborhood Preservation) General Plan Designation], Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Letter from David Koevba requesting item be tabled

MOTION:

REESE - Motion to STRIKE Item 71 [824 Shetland Road] and Item 111 [SUP-4593], TABLE Item 114 [SUP-4808] and to HOLD IN ABEYANCE Item 120 [SUP-4918] to 10/20/2004 - UNANIMOUS with GOODMAN abstaining on Item 114 [SUP-4808] as he has a business relationship with ATTORNEY JAY BROWN

MINUTES:

There was no discussion.

(1:04 - 1:07)

3-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

GENERAL PLAN AMENDMENT

GPA-4609 - PUBLIC HEARING - APPLICANT: H&GG, LIMITED PARTNERSHIP, DAVID L. MASON REVOCABLE LIVING TRUST AND SHAG'S CAR WASH - OWNER: JAMES SHOUGHRO - Request to Amend the Centennial Hills Interlocal Land Use Plan of the General Plan FROM: ML (MEDIUM-LOW DENSITY RESIDENTIAL) TO: GC (GENERAL COMMERCIAL) on 0.43 acres adjacent to the northeast corner of Sky Pointe Drive and Ranch House Road (APN 125-27-201-004 and 005), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (4-2 vote on a motion for approval) failed to obtain a super majority vote; therefore the recommendation is for DENIAL. Staff recommends DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

The Planning Commission (4-2 vote on a motion for approval) failed to obtain a super majority vote; therefore the recommendation is for DENIAL. Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. Back up referenced from the 9/9/2004 Planning Commission meeting Item 12

MOTION:**MACK - APPROVED subject to conditions - UNANIMOUS****MINUTES:**

MAYOR GOODMAN declared the Public Hearing open on Item 121 [GPA-4609], Item 122 [VAR-4671] and Item 123 [SDR-4606].

LUCY STEWART, 856 West Sahara Avenue, appeared with DAVID MASON, and DAVID SURRUTI, representing the manufacturer of the equipment on this site. She indicated that this property was zoned C-2 long before homes were built in the area. There are residences to the east, apartments to the south and a tavern and gas station to the north. The landscape Variance is being requested because the parking encroaches into the landscape area, but they intend to maintain the same amount of landscaping. There will be a mixture of trees, shrubs, and ground cover and more intense landscaping will be provided adjacent to the homes.

MS. STEWART added that the trash enclosure is within 15 feet of the residents; however, it is enclosed in the building itself. It has walls on all three sides with a gate and roof. Since it will be difficult for the trash truck to come in and pick it up, the trash receptacle will be on wheels and brought out and away from the residents for trash pickup and then brought back into the enclosure. In addition, they have a reduction in the adjacency requirements because of a second floor. They intend to do offices on the

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

second story, and, in order to comply with Residential Adjacency Requirements, they intend to have no windows on the second story facing the residences. Extensive landscaping will be done separating the wall, and the height of the wall adjacent to the residents will be increased if the residents require. In addition, they agree to landscape a vacant lot adjacent to Ranch House Road at the time landscaping is done on their sites. The homeowners association owns the vacant lot. They agree to install gates across the driveway so that people cannot go into the site once the facility is closed. An attendant will be on site at all times during business hours. The applicant will work with the homeowners association with regard to landscaping along Sky Pointe Drive because they were concerned about visibility on Ranch House Road and Sky Pointe Drive.

DAVID MASON, 516 South Sixth Street, indicated that this project would be similar to the one completed a year ago on Charleston Boulevard and Rancho Drive. The proposed project sits on property that was zoned before any residential homes were built. The biggest concerns come from three homeowners directly adjacent to the proposed project. The rest of the neighborhood seems receptive to the project. The trees will be the same height as the building. To mitigate the noise level, state of the art equipment will be used. The only equipment outside of the building will be the vacuum, which will be one of the most quiet in the industry. They agree to build a perimeter wall around it to further buffer the noise.

COUNCILMAN MACK thanked the applicant for their cooperation. He pointed out that the residents' concern regarding the second story would be mitigated by not having windows on the second story. In addition, the two-story height will be a deterrent to the noise. He also thanked the applicant for keeping the integrity of the architectural plan. He questioned the issue of the trash location and expressed concern that it might be too close to the residents. He does not feel comfortable having the trash truck closer to the neighbors. He asked that the applicant work administratively with staff to find a suitable location. MS. STEWART agreed to work with staff to address that issue. COUNCILMAN MACK confirmed with MS. STEWART that the hours of operation will be 7:00 a.m. to 8:00 p.m. during the week and 8:00 a.m. to 8:00 p.m. on the weekends. He confirmed with MR. MASON that the height of the wall would be raised depending on the footing. In addition, he asked that the applicant work with the homeowners association and staff regarding the landscaping on the northern boundary. MR. MASON pointed out that they would provide the landscaping, but it would be maintained by the homeowners association.

COUNCILMAN MACK was pleased that a quiet vacuum system would be used, but expressed concern about the wall surrounding the vacuum, as it might amplify the noise. MR. SURRATI described the components that make the vacuum quiet. It was confirmed the masonry enclosure would help reduce the noise.

COUNCILMAN BROWN clarified with MS. STEWART that regardless of what will be done to the wall, the minimum height on the applicant's side of the property would be at least six feet high. The neighbors' side would be two to three feet lower. MAYOR GOODMAN expressed his appreciation towards the applicant for following through with his commitments. ROBERT GENZER, Director, Planning and Development, explained that the wall could be raised to eight feet measured from whichever side has the higher finished elevation.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

MAYOR GOODMAN noted that he resides around the corner from a previous project developed by the applicant, and he is pleased with the landscaping and the exterior of the building.

MR. GENZER suggested that Condition 11 regarding the height of the wall be amended to reflect the maximum height of eight feet. He also suggested that Condition 14 be deleted since a condition was added by COUNCILMAN MACK to address the trash enclosure. However, DEPUTY CITY ATTORNEY BRYAN SCOTT advised to have the condition remain and for staff to work with the applicant as to where the final resting place for the trash enclosure will be. MR. GENZER agreed.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed on Item 121 [GPA-4609], Item 122 [VAR-4671] and Item 123 [SDR-4606].

(3:15 - 3:40)

4-1434

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VARIANCE RELATED TO GPA-4609

VAR-4671 - PUBLIC HEARING - APPLICANT: H&GG, LIMITED PARTNERSHIP, DAVID L. MASON REVOCABLE LIVING TRUST AND SHAG'S CAR WASH - OWNER: JAMES SHOUGHRO - Request for a Variance TO ALLOW A REAR SETBACK OF 28.9 FEET WHERE RESIDENTIAL ADJACENCY STANDARDS REQUIRE A MINIMUM OF 84.75 FEET IN CONJUNCTION WITH A PROPOSED SELF-SERVICE CAR WASH AND PET WASH on 0.43 acres adjacent to the northeast corner of Sky Pointe Drive and Ranch House Road (APN 125-27-201-004 and 005), C-2 (General Commercial) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

3

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Protest letter from M. Jones
5. Back up referenced from the 9/9/2004 Planning Commission meeting Item 13

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 121 [GPA-4609] for all related discussion.

(3:15 - 3:40)

4-1434

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Site Development Plan Review (SDR-4606).
2. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4609 - PUBLIC HEARING

SDR-4606 - APPLICANT: H&GG, LIMITED PARTNERSHIP, DAVID L. MASON REVOCABLE LIVING TRUST AND SHAG'S CAR WASH - OWNER: JAMES SHOUGHRO - Request for a Site Development Plan Review FOR A SELF SERVE CAR WASH AND PET WASH; A WAIVER OF DISTANCE REQUIREMENT TO ALLOW A TRASH ENCLOSURE TO BE 28 FEET FROM RESIDENTIAL USES WHERE 50 FEET IS REQUIRED and A WAIVER TO REDUCE PERIMETER LANDSCAPING REQUIREMENTS on 0.43 acres adjacent to the northeast corner of Sky Pointe Drive and Ranch House Road (APN 125-27-201-004 and 005), C-2 (General Commercial) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL [NOTE: MAYOR GOODMAN ANNOUNCED THAT THIS ITEM WAS PROPERLY NOTICED AS A PUBLIC HEARING ITEM EVEN THOUGH THIS WAS NOT REFLECTED IN THE CITIZENS AGENDA]

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

3

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Back up referenced from the 9/9/2004 Planning Commission meeting Item 14

MOTION:

MACK - APPROVED subject to conditions and the amended conditions as read for the record as follows:

10. Landscape and maintain the remnant vacant lot adjacent to Sky Pointe Drive concurrent with installation of landscaping on this site, if allowed by adjacent homeowners' association.
11. Increase the height of the wall between the residents and the car wash to a maximum of eight feet.
17. Hours of operation shall be 7:00 a.m. to 8:00 p.m. during the week and 8:00 a.m. to 8:00 p.m. during the weekends.

And the following added conditions:

- Location of the trash enclosure and handicap parking space shall be worked out with staff.
- Twenty-four inch box trees planted 15-feet on center shall be required along the east property line, and 30-inch tall berm shall be incorporated in the landscape area along Sky Pointe Drive and Ranch House Road with 24-inch box trees planted 20-feet on center.
- UNANIMOUS

MINUTES:

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

NOTE: See Item 121 [GPA-4609] for all related discussion.

(3:15 - 3:40)

4-1434

CONDITIONS:

Planning and Development

1. Approval of a General Plan Amendment (GPA-4609) and Variance (VAR-4671) by the City Council.
2. All proposed trash enclosures shall have a roof.
3. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
4. All development shall be in conformance with the site plan and building elevations, date stamped 06/16/04, except as amended by conditions herein.
5. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
6. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems should be cause for revocation of a business license.]
7. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
8. Parking lot lighting standards shall be no more than 30 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
10. Landscape the remnant vacant lot adjacent to Sky Pointe Drive concurrent with installation of landscaping on this site, if allowed by adjacent homeowners' association.
11. Increase the height of the wall between the residences and the car wash to seven feet.
12. A gate to be approved by the Planning and Development Department will be placed across the driveway when the car wash is closed so there is no access to the site after business hours.
13. An attendant shall be on site at all times during business hours.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

CONDITIONS - Continued:

14. Trash receptacle shall be brought to the street for trash pick up only and shall remain within the enclosure during all other times.
15. No windows shall be placed on the second floor (office) facing the residences.
16. All City Code requirements and design standards of all City departments must be satisfied.
17. Hours of operation shall be limited to 8 a.m. to 8 p.m.
18. There shall be no signage allowed on the east side of the building facing residential properties.
19. There shall be an on-site median designed to slow egress and ingress at the entrance approved by the City Traffic Engineer.

Public Works

20. The applicant shall add a median on site at the entrance to the satisfaction of the City Engineer.
21. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.
22. The proposed driveways, accessing Sky Pointe Drive, shall be designed, located and constructed in accordance with Standard Drawing #222A.
23. The developer of this site shall be responsible to connect to public sewer. Coordinate with the Collection Systems Planning Section of the Department of Public Works to connect to public sewer at a location and depth acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits. Improvement drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.
24. Meet with the Flood Control Section of the Department of Public Works for assistance with establishing drainage patterns for this site prior to the issuance of grading permits. Provide and improve all drainageways as recommended.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-4631 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. SHIELDS - Request to amend a portion of the Centennial Hills Interlocal Land Use Plan of the General Plan FROM: R (Rural) TO: O (OFFICE) on 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

5

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

1

City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. Submitted at City Council - Protest petition with 8 properties submitted for Item 124 [GPA-4631], Item 125 [ZON-4635] and Item 126 [SDR-4638] filed under Item 124 [GPA-4631]
5. Back up referenced from the 9/9/2004 Planning Commission meeting Item 15

MOTION:

MACK - APPROVED subject to the following added condition as read for the record:

The approval is for southernmost 179 feet only.

- UNANIMOUS with REESE not voting

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 124 [GPA-4631], Item 125 [ZON-4635] and Item 126 [SDR-4638].

ATTORNEY TABITHA FIDDYMENT, Kummer, Kaempfer, Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and noted their difficulty with the property. Although this area is rural, the site is no longer appropriate for residential living. The house was purchased for a residence and was used as such, but because of the construction of I-215 immediately north of this site, development of Town Center, Tenaya Way becoming a heavy traveled arterial, and the construction of a traffic signal located on the property, the house is no longer desirable as a rural residential home. The proposed use would be consistent with what exists and compliments the uses to the east. ATTORNEY FIDDYMENT explained that no major modifications are proposed to the exterior or any additions to the existing residence and parking will be located in the rear. They will be eliminating the proposal to rezone the east portion of the site to serve as a buffer to the neighbors. The residence will be used a medical office, which will be the most ideal buffer to the adjacent commercial uses. She believes this use will not set a precedent, especially if the request is being made due to the residential property being adjacent to the Beltway, across the street from the most intense commercial uses allowed by Code, located directly on a 80-foot arterial and having a traffic light on the corner and in

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

front of the house. She believes the property may be appropriate for professional office use rather than a residential rural use.

JENNIFER GATTI, 7145 West Regena, appeared in opposition to the plan. She understands the difficulty of the location, but her concern is that residential homes will be built in this particular area. This request will negatively impact the other residences and will create spot zoning. She submitted a petition of eight families who oppose the request.

CHRISTOPHER RITZI, 7135 West Regena, felt the conversion from residence to office would deteriorate the area. He clarified with BART ANDERSON, Public Works Department, that Tenaya Way at this location is a 90-foot wide street, master planned with 45 feet on each side of the centerline.

CAROL LeDuc, 7575 Rome Boulevard, opposed professional use in the rural neighborhood. She stated that the applicant fails to understand that Town Center has five or six categories of land use. When Town Center was extended north and south of the 215, the line of demarcation was north of 215. She does not support this request because it will set a precedent. There are no uses along Tenaya Way other than residential.

In response to MS. LeDUC'S comments regarding the original site plan, ATTORNEY FIDDYMENT pointed out that their intent was not to mislead the residents. No additional buildings will be added on the property.

COUNCILMAN MACK noted that a line was drawn from residential and commercial. He has done everything to protect the rural preservation. The applicant's property sits on a corner that has significantly changed. Setting a precedent is of great concern to the neighbors, and he clarified with DEPUTY CITY ATTORNEY BRYAN SCOTT that this request would not set a precedent, as each property stands on its own. The City Council would be able to make individual decisions on different applications.

COUNCILMAN MACK added a condition to Item 124 [GPA-4631] that the approval is for the southernmost 179 feet of the parcel only. He amended Condition 1 of Item 125 [ZON-4635] to read that the General Plan Amendment (GPA-4631) to an O (Office) land use designation approved by the City Council for the southernmost 179 feet of the parcel. He also added a condition that the approval is for the southernmost 179 feet only.

ATTORNEY FIDDYMENT questioned whether it would be required to up earth the existing landscaping. MR. ANDERSON explained that that portion of Tenaya Way, between Azure and Centennial, is part of the Town Center loop road that has a signature look which includes an amenity zone and a detached sidewalk. The conditions are written and intended so that the applicant would have to remove what currently exists and the right-of-way would need to be changed to 45 feet to meet the Town Center Standards. The wall needs to be relocated, including the decorative wall located in the corner, to accommodate the Town Center required street section. The corner radius has to be enlarged, and the signal may need to be relocated because it is not in the appropriate location. Staff was unable to obtain permission from the property owner to locate it in the correct place at the time that the signal was

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**MINUTES - Continued:**

installed.

ROBERT GENZER, Director, Planning and Development Department, stated that he believed the northerly part would be included. The remaining parcel is approximately 104 feet wide, which is enough to allow access onto a major street. That property may in the future be combined with the property to the north. Staff is not in a position to place a condition on that property since it is no longer a part of the rezoning. He noted for the record that if any attempt is made to combine with property to the north, the second parcel east of Tenaya is still in the County. Therefore, an annexation would be required.

MR. ANDERSON pointed out that another consequence of reducing the size of the original proposal is that a condition requiring the dedication of a bus turnout was easy to accommodate into the original site plan and is now problematic with the current site plan. Therefore, he added a phrase to Condition 4 "unless otherwise allowed by the City Traffic Engineer". ATTORNEY FIDDYMENT agreed. MR. ANDERSON added that staff determined that if the applicant will have a zoning end midway through the parcel and leave the rest residential, it would be appropriate to require a parcel map to create a parcel that can remain residential. Therefore, he recommended an additional condition requiring a parcel map along the zoning line. ATTORNEY FIDDYMENT agreed to the request.

Regarding Item 126 [SDR-4638], ATTORNEY FIDDYMENT confirmed that the plans submitted on August 25, 2004 no longer show the expansion.

MAYOR GOODMAN declared the Public Hearing closed Item 124 [GPA-4631], Item 125 [ZON-4635] and Item 126 [SDR-4638].

(3:38 - 3:59)

4-2369

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-4631

ZON-4635 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. SHIELDS - Request for a Rezoning FROM: R-E (Residence Estates) TO: P-R (Professional Office and Parking) on 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

5

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

3

City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at City Council - Protest petition with 8 properties submitted for Item 124 [GPA-4631], Item 125 [ZON-4635] and Item 126 [SDR-4638] filed under Item 124 [GPA-4631]
5. Back up referenced from the 9/9/2004 Planning Commission meeting Item 16

MOTION:

MACK - APPROVED subject conditions and the following amended conditions:

1. A General Plan Amendment (GPA-4631) to an O (Office) land use designation approved by the City Council for the southernmost 179 feet of the parcel.
4. Dedicate an additional 5 feet of right-of-way for a total half-street width of 45 feet on Tenaya Way adjacent to this site. Also dedicate appropriate right-of-way adjacent to this site for a bus turnout on Tenaya Way in accordance with Standard Drawings #234.3 and 234.2, unless otherwise allowed by the City Traffic Engineer.

And the following added conditions as read for the record:

The approval is for the southernmost 179 feet only.

Submit and record a Parcel Map to establish the discrete parcels corresponding to the rezoning line as approved with this action.

- UNANIMOUS with REESE and BROWN excused

MINUTES:

NOTE: See Item 124 [GPA-4631] for all related discussion.

(3:38 - 3:59)

4-2369

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-4631) to an O (Office) land use designation approved by the City Council.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

2. A Resolution of Intent with a two-year time limit.

3. A Site Development Plan Review application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

4. Dedicate an additional 5 feet of right-of-way for a total half-street width of 45 feet on Tenaya Way and a 54-foot radius on the northeast corner of Tenaya Way and Azure Drive adjacent to this site prior to the issuance of any permits. Also dedicate appropriate right-of-way adjacent to this site for a bus turnout on Tenaya Way in accordance with Standard Drawings #234.1 or #234.3 and 234.2 prior to the issuance of any permits.

5. Construct all incomplete half-street improvements on Tenaya Way, including a bus turnout, to meet current City Town Center Standards adjacent to this site concurrent with development. In addition, construct half-street improvements, including appropriate transitional paving, on Azure Drive adjacent to this site concurrent with development. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the boundaries of this site prior to construction of hard surfacing (asphalt or concrete).

6. Meet with the Flood Control Section of the Department of Public Works for assistance with establishing finished floor elevations and drainage patterns for this site prior to submittal of construction plans or the issuance of any building or grading permits, whichever may occur first. Provide and improve all drainageways as recommended.

7. Landscape and maintain all unimproved right(s)-of-way adjacent to this site.

8. Submit an Encroachment Agreement for all landscaping and private improvements located in the public right-of-way adjacent to this site prior to occupancy of this site.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4631 AND ZON-4635

SDR-4638 - PUBLIC HEARING - APPLICANT/OWNERS: CHARLES H. SHIELDS - Request for a Site Development Plan Review for a PROPOSED OFFICE Parking LOT on 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), R-E (Residence Estates) Zone [PROPOSED: P-R (Professional Office and Parking)], Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

5

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at City Council - Protest petition with 8 properties submitted for Item 124 [GPA-4631], Item 125 [ZON-4635] and Item 126 [SDR-4638] filed under Item 124 [GPA-4631]
5. Back up referenced from the 9/9/2004 Planning Commission meeting Item 17

MOTION:

MACK - APPROVED subject conditions and the following amended condition:

1. A Rezoning (ZON-4635) to a P-R (Professional Office and Parking) Zoning District approved by the City Council, for the southernmost 179 feet of parcel.
- UNANIMOUS with REESE and BROWN excused

MINUTES:

NOTE: See Item 124 [GPA-4631] for all related discussion.

(3:38 - 3:59)

4-2369

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-4635) to a P-R (Professional Office and Parking) Zoning District approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. A Site Development Plan Review is required for the proposed future medical office expansion (or any type of expansion), approved by Planning Commission and City Council.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

4. All development shall be in conformance with the site plan, landscape plan and building elevations, dated stamped August 25, 2004, except as amended by conditions herein.
5. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan, including suite numbering, for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
6. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted a maximum of 20 feet on-center and a minimum of four five gallon shrubs for each tree within provided planters as required by Title 19 and the Urban Design Guidelines and Standards.
7. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
8. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
9. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
10. Parking lot lighting standards shall be no more than 15 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
11. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
12. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
13. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

14. Meet with the Traffic Engineering Representative in Land Development for assistance in the redesign of the proposed driveway access, including elimination of the southern most driveway on Tenaya Way, on site circulation, parking lot layout and extension of the existing median island within Tenaya Way prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Proposed driveways and modifications to existing driveways shall be designed, located and constructed in accordance with Standard Drawing #222a.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

CONDITIONS - Continued:

15. Site development to comply with all applicable conditions of approval for Zoning Reclassification ZON 4635 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-4649 - PUBLIC HEARING - APPLICANT/ OWNER: AQUINO BENITO ARMAND, ET AL - Request to amend a portion of the Southwest Sector Plan of the General Plan FROM: PF (PUBLIC FACILITY) TO: ML (MEDIUM-LOW DENSITY RESIDENTIAL) on 2.5 acres adjacent to the northwest corner of Michael Way and Smoke Ranch Road (APN 138-13-403-001), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions - UNANIMOUS with REESE and BROWN excused

MINUTES:

MAYOR GOODMAN declared the Public Hearing open on Item 127 [GPA-4649], Item 128 [VAR-4648], Item 129 [ZON-4646], Item 130 [WVR-4846] and Item 131 [SDR-4647].

ARCHITECT MICHAEL LIVINGSTON appeared on behalf of the applicant and indicated that he met with neighbors and explained the project. Subsequently, their concerns were addressed and now fully support the project.

COUNCILMAN WEEKLY thanked the applicant his due diligence and for caring about the integrity of the neighborhood. He also thanked MARGO WHEELER, Deputy Director, Planning and Development Department, for understanding the concerns of this particular neighborhood.

MR. LIVINGSTON indicated that the name of the project is "Selena", named after the owner's late wife.

MAYOR GOODMAN declared the Public Hearing closed on Item 127 [GPA-4649], Item 128 [VAR-4648], Item 129 [ZON-4646], Item 130 [WVR-4846] and Item 131 [SDR-4647].

(3:57 - 4:05)

4-3499

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VARIANCE RELATED TO GPA-4649

VAR-4648 - PUBLIC HEARING - APPLICANT/ OWNER: AQUINO BENITO ARMAND, ET AL - Request for a Variance TO ALLOW A 2.5 ACRE R-PD SUBDIVISION WHERE 5.0 ACRES IS REQUIRED FOR A 14 UNIT SINGLE FAMILY RESIDENTIAL PLANNED DEVELOPMENT on 2.5 acres adjacent to the northwest corner of Michael Way and Smoke Ranch Road (APN 138-13-403-001), R-E (Residence Estates) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions - UNANIMOUS with REESE and BROWN excused

MINUTES:

NOTE: See Item 127 [GPA-4649] for all related discussion.

(3:57 - 4:05)

4-3499

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for a General Plan Amendment (GPA-4649), Rezoning (ZON-4646) and Site Development Plan Review (SDR-4647) approved by the City Council.
2. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-4649 AND VAR-4648 - PUBLIC HEARING

ZON-4646 - APPLICANT/ OWNER: AQUINO BENITO ARMAND, ET AL - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-PD6 (Residential Planned Development - 6 Units per Acre) on 2.5 acres adjacent to the northwest corner of Michael Way and Smoke Ranch Road (APN 138-13-403-001), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL [NOTE: MAYOR GOODMAN ANNOUNCED THAT THIS ITEM WAS PROPERLY NOTICED AS A PUBLIC HEARING ITEM EVEN THOUGH THIS WAS NOT REFLECTED IN THE CITIZENS AGENDA]

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions - UNANIMOUS with REESE and BROWN excused

MINUTES:

NOTE: See Item 127 [GPA-4649] for all related discussion.

(3:57 - 4:05)

4-3499

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA4649) approved by the City Council prior to any site grading and development activity on the site

2. A Resolution of Intent with a two-year time limit.

Public Works

3. Dedicate an additional 10 feet of right-of-way for a total half-street width of 40 feet on Michael Way and dedicate an additional 31.5 feet for a total 54 foot radius on the northwest corner of Smoke Ranch Road and Michael Way adjacent to this site prior to the issuance of any permits.

4. Construct all incomplete half-street improvements on Smoke Ranch Road and Michael Way adjacent to this site concurrent with development of this site. Extend all required underground utilities, such as

CITY COUNCIL MEETING OF: OCTOBER 6, 2004**CONDITIONS - Continued:**

electrical, telephone, etc., located within public rights-of-way, past the boundaries of this site prior to construction of hard surfacing (asphalt or concrete). Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site.

5. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development of this site.

6. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

WAIVER RELATED TO GPA-4649, VAR-4648 AND ZON-4646 - PUBLIC HEARING

WVR-4846 - APPLICANT/OWNER: AQUINO BENITO ARMAND, ET AL - Request for a Waiver to Title 18.12.160 TO ALLOW APPROXIMATELY 157 FEET BETWEEN STREET INTERSECTIONS WHERE 220 FEET IS THE MINIMUM DISTANCE SEPARATION REQUIRED AND A WAIVER OF Title 18.12.105 TO ALLOW A PRIVATE DRIVE TO BE 679 FEET WHERE 200 FEET IS THE MAXIMUM LENGTH PERMITTED on 2.5 acres adjacent to the northwest corner of Michael Way and Smoke Ranch Road (APN 138-13-403-001), R-E (Residence Estates) Zone [PROPOSED: R-PD6 (Residential Planned Development - 6 Units per Acre)], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL [NOTE: MAYOR GOODMAN ANNOUNCED THAT THIS ITEM WAS PROPERLY NOTICED AS A PUBLIC HEARING ITEM EVEN THOUGH THIS WAS NOT REFLECTED IN THE CITIZENS AGENDA]

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions - UNANIMOUS with REESE and BROWN excused

MINUTES:

NOTE: See Item 127 [GPA-4649] for all related discussion.

(3:57 - 4:05)

4-3499

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Rezoning (ZON-4646), Variance (VAR-4648), and Site Development Plan Review (SDR-4647).
2. All City Code Requirements and all City Departments design standards shall be met, other than those waived or varied through this and companion applications.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4649, VAR-4648, ZON-4646 AND WVR-4846

SDR-4647 - PUBLIC HEARING - APPLICANT/ OWNER: AQUINO BENITO ARMAND, ET AL - Request for a Site Development Plan Review FOR A 14 UNIT SINGLE FAMILY RESIDENTIAL PLANNED DEVELOPMENT on 2.5 acres adjacent to the northwest corner of Michael Way and Smoke Ranch Road (APN 138-13-403-001), R-E (Residence Estates) Zone [PROPOSED: R-PD6 (Residential Planned Development - 6 Units per Acre)], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY - APPROVED subject to conditions - UNANIMOUS with REESE and BROWN excused

MINUTES:

NOTE: See Item 127 [GPA-4649] for all related discussion.

(3:57 - 4:05)

4-3499

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-4649) from PF (Public Facility) to ML (Medium-Low Density Residential) land use designation, rezoning (ZON-4646) R-E (Residence Estates) to R-PD6 (Residential Planned Development - 6 Units Per Acre), and Variance (VAR 4648) approved by the City Council.
2. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
3. This Site Development Plan Review shall expire two years from the date of final approval unless i is exercised or an Extension of Time is granted by the City Council.
4. The setbacks for this development are a minimum of 20 feet to the front of the house, 10 feet on the side, 22 feet on the corner side, and 20 feet in the rear.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

CONDITIONS - Continued:

5. All development shall be in conformance with the site plan; landscape plan and building elevations, dated stamped August 18, 2004 except as amended by conditions herein.
6. The maximum building height allowed shall not exceed 2 stories or 35 feet whichever is less.
7. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.
8. Air conditioning units shall not be mounted on rooftops.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
10. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
11. All City Code requirements and design standards of all City departments must be met except as amended by conditions herein.
12. The applicant shall meet with Planning and Development Staff to develop an address plan prior to the issue of permits.

Public Works

13. The proposed gated access driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
14. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
15. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
16. Site development to comply with all applicable conditions of approval for ZON-4646 and all other subsequent site-related actions.
17. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.
18. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first.

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

CONDITIONS - Continued:

No deviations from adopted City Standards shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first. We note that non-standard private street/private drive intersections are proposed within this subdivision.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 6, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO RONEMUS

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CONSENT

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DISCUSSION

SUBJECT:

SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

MINUTES:

DB 15 W Owens Avenue, RQR-4959, SUP-4694, SUP-4814, SUP-4902, SUP-4933, SUP-4953, SUP-9475, SUP-4984, SUP-4988, SUP-4994, SUP-4996, VAC-4948, VAC-4949, VAC-4967, VAR-4934 and VAR-4986 - 10/20/2004 Agenda



AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: OCTOBER 6, 2004

CITIZENS PARTICIPATION:

PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

MINUTES:

DOROTHY BARNES, Las Vegas resident, spoke of her recent move into the downtown area. She believed COUNCILMAN REESE was using his position of authority to antagonize her. MAYOR GOODMAN stated for the record that he had asked TRINA ROBINSON, Neighborhood Services, to help MS. BARNES find a place to live. COUNCILMAN REESE in no way acted improperly, as he only had MS. BARNES' best interest at heart.

(4:05 - 4:07)

5-115

STEVEN "CAPTAIN TRUTH" DEMPSEY referred to Buffalo Jim. He referenced a website which he visited that was in relation to the outcome of Treasures in comparison to the Crazy Horse. He requested that COUNCILMEN REESE and BROWN be briefed on his comments. He reiterated what the Council's duties are as they have taken an oath to uphold those duties.

(4:07 - 4:11)

5-189

STEVE HAMPTON stated that he had been arrested for burning the American flag, and shared his experiences while under arrest and how his human rights were violated. While in jail, he was chained for 24 hours and was not given his medication. He asked that everyone support freedom of speech and the first amendment by demanding the charge against him be dropped. He announced an anti-war rally would take place on October 17, 2004 at noon in front of the Bellagio.

(4:11 - 4:14)

5-304

TOM MCGOWAN, Las Vegas resident, stated that the City Council was in multiple violations of NRS 241, the Open Meeting Law, and that the complaint would be filed with the office of the Attorney General. He announced his intent to run for governor in 2006. He submitted his comments for the record.

(4:14 - 4:15)

5-386

JOHNNY VENTURA, 601 Rain Tree Lane, shared his proposal to start a newsletter to be called the Clark County Chronicle. He also requested that the Judea Menorah, along with the Nativity be displayed down on Fremont Street. Lastly, he expressed his frustration with street numbers on buildings being too small. They cannot be read especially at nighttime. He welcomed COUNCILMAN WOLFSON.

(4:15 - 4:17)



MINUTES - Continued:

5-417

CATHERINE WRANGLER, Las Vegas resident and full-time student at the University of Las Vegas Nevada, stated she is pursuing a Mathematics Degree. She shared her hardship as an unemployed cocktail server. As a former employee of Treasures, she shared her experiences there and that she was treated with respect and dignity, something that she has not found while working at other clubs. She can no longer afford health insurance. The decision made two weeks ago negatively affected many workers.

(4:17 - 4:20)

5-503

KIMBERLY MARTINEZ, California resident, spoke of her difficulties as a former dancer at Treasures. As a single parent, her unemployment has changed her plans of relocating to Las Vegas. She loved to work at Treasures because of its clean environment, and the safety and respect shown the dancers. She is amazed that Treasures lost their liquor license while other clubs are still open. She does not understand the rumor of Treasures being categorized as a dirty club, as she never had any interaction with that conception. She requested the Council reconsider their vote.

(4:20 - 4:22)

5-622

BARBARA GARCIA, Utah resident, outlined her experiences as a dancer. She noted her experiences at other clubs and pointed out that none compare to Treasures. She expressed her concern for the many other workers affected by the closure and also requested the Council to reconsider their decision.

(4:22 - 4:24)

5-667

CHRISTINE MAZENOUS, 7855 Deer Springs Way, voiced her struggles in trying to pursue employment in the entertainment industry after her time working at Treasures. Treasures gave her the opportunity to secure a future for her family. She was hired as a cashier, and within six months she was promoted to the marketing department. She no longer keeps promises she made to her children. She stated that the Council does not understand the magnitude of what they have done. They have not only hurt the owners, but many people who believed they had a future with a company she believes in. She hopes the Council can reconsider their decision.

(4:24 - 4:26)

5-717

MEETING ADJOURNED AT 4:26 P.M.